

Washington, Saturday, June 25, 1960

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Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Office of the Federal Register, National Archives and Records Service, General Serv-

Telephone Worth 3-3261 worth 3-3261 ices Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

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# Rules and Regulations

# Title 24—HOUSING AND HOUSING CREDIT

Chapter Il—Federal Housing Administration, Housing and Home Finance Agency

#### PART 200-INTRODUCTION

# Delegations of Basic Authority and Functions; Enforcement Remedies

1. In § 200.88 paragraphs (a), (b) (3) and (4) are amended to read as follows:

# § 200.88 Property Management Committee.

(a) Members. The Property Management Committee is comprised of the following members: Assistant Commissioner for Mortgages and Properties, Chairman; General Counsel; Assistant Commissioner for Field Operations; Assistant Commissioner for Technical Standards; and such other members as the Commissioner shall designate.

(b) Functions. \* \* \*

# (3) In connection with the functions of this committee, the Chairman is authorized to execute in the official name of the Commissioner, as his agent, all contracts of sale, deeds or any other documents or instruments necessary in connection with the sale of properties or with conveyance of title of such properties.

- (4) This committee shall meet at the call of the Chairman and shall maintain minutes of each meeting to reflect the various actions taken by the committee pursuant to this authority. Minutes of each meeting which include a determination by the Committee shall be forwarded to the Deputy Commissioner (Operations) for approval prior to action in connection with such determination.
- 2. Section 200.206 is amended to read as follows:

# § 200.206 Inquiry notice and explana-

Upon receipt of information indicating unscrupulous and unethical practices on the part of a dealer or salesman, the Director will arrange for a prompt inquiry by a member of his staff. After the inquiry the dealer or salesman is informally advised in writing of the proposed determination by the Director. The dealer or salesman may then request an opportunity to give his version of the surrounding circumstances and answer or explain any derogatory charges or allegations made in connection with his Property Improvement loan operations.

3. Section 200.207 is amended to read as follows:

### § 200.207 Determination.

When it has been determined that precautionary measures are to be instituted against a dealer or salesman the Director submits a recommendation to that effect to the Headquarters Office in Washington, D.C., for consideration. If the recommendation is approved the dealer, salesman, insured institution, lending institution and insuring offices will be so advised.

4. Section 200.208 is amended to read as follows:

### § 200.208 Rescinding actions.

The Director may rescind precautionary measures actions if he has satisfied himself that the dealer or salesman can and will conduct his future operations in accordance with the letter and spirit of the Act and the Title I regulations. The Director will forward his recommendation regarding any rescission to Headquarters Office in Washington, D.C., which will mail the rescission letter to all who received the original precautionary letter.

(Sec. 2, 48 Stat. 1246, as amended; sec. 211, 52 Stat. 23, as amended; sec. 607, 55 Stat. 61, as amended; sec. 712, 62 Stat. 1281, as amended; sec. 807, 69 Stat. 651, as amended; sec. 907, 65 Stat. 301, as amended; 12 U.S.C. 1703, 1715b, 1742, 1747k, 1748f, 1750f)

Issued at Washington, D. C., June 21, 1960.

JULIAN H. ZIMMERMAN, Federal Housing Commissioner.

[F.R. Doc. 60-5855; Filed, June 24, 1960; 8:48 a.m.]

### Title 46—SHIPPING

# Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER S—NUMBERING OF UNDOCU-MENTED VESSELS, STATISTICS ON NUMBER-ING, AND "BOATING ACCIDENT REPORTS" AND ACCIDENT STATISTICS

[CGFR 60-43]

# PART 171—STANDARDS FOR NUMBERING

# Georgia System of Numbering Approved

Acting under the authority delegated by Treasury Department Order 167-32, dated September 23, 1958 (23 F.R. 7605), the Commandant, United States Coast Guard, on May 26, 1960, approved the Georgia system for the numbering of motorboats, which was established pursuant to the Federal Boating Act of 1958.

As provided in this approval, the Georgia system shall be operative on and after June 1, 1960. On that date the authority to number motorboats principally used in the State of Georgia passed to that State. Those motorboats presently numbered should continue to display the Coast Guard number until renumbered by Georgia. On and after June 1, 1960, all reports of "boating acci-

dents" which involve motorboats numbered in Georgia will be required to be reported to the State Game and Fish Commission, Atlanta, Georgia, pursuant to Act No. 567 (H.B. 764) of the General Assembly of Georgia, approved by the Governor on March 7, 1960, and the rules and regulations of the Georgia State Game and Fish Commission.

Because the amendments to §§ 171.01–6(b), and 171.10–1(b), as set forth in this document, are informative rules about official actions performed by the Commandant, it is hereby found that compliance with the Administrative Procedure Act (respecting notice of proposed rule making, public rule making procedures thereon, and effective date requirements thereof) is unnecessary.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Orders 120, dated July 31, 1950 (15 F.R. 6521), and 167-17, dated June 29, 1955 (20 F.R. 4976), to promulgate rules in accordance with the statutes cited with the informative rules below, the following amendments are prescribed with an effective date of June 1, 1960:

### Subpart 171.01—General

1. In § 171.01-6 Temporary exemptions until July 1, 1960, paragraph (b) is amended by deleting "Georgia" from the list of States.

(Sec. 3, 60 Stat. 238, and sec. 633, 63 Stat. 545; 5 U.S.C. 1002, 14 U.S.C. 633)

# Subpart 171.10—Application for Number

2. In § 171.10-1 To whom made, paragraph (b) is amended by inserting in the list of States having approved numbering systems the State of "Georgia."

(Sec. 3, 60 Stat. 238, and sec. 633, 63 Stat. 545; 5 U.S.C. 1002, 14 U.S.C. 633)

Dated: June 20, 1960.

[SEAL] J. A. HIRSHFIELD, Vice Admiral, U.S. Coast Guard, Acting Commandant.

[F.R. Doc. 60-5866; Filed, June 24, 1960; 8:50 a.m.]

# Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER K—HUMANE SLAUGHTER OF LIVESTOCK

### PART 181—IDENTIFICATION OF CAR-CASSES OF CERTAIN HUMANELY SLAUGHTERED LIVESTOCK

# Statement of Policy Regarding Identification

Pursuant to section 4 of the Act of August 27, 1958, relating to humane

slaughter (Pub. Law 85-765; 7 U.S.C. 1901 et seq.) the following statement of policy is hereby issued to appear in a new Part 181—Identification of Carcasses of Certain Humanely Slaughtered Livestock, prescribing the means to be used by the Department of Agriculture for identifying carcasses of animals inspected and passed under the Meat Inspection Act, as amended and extended (21 U.S.C. 71 et seq.) that have been slaughtered and handled incident to slaughter by humane methods in accordance with the public policy of the United States under the humane slaughter act.

### § 181.1 Statement of policy regarding identification.

(a) Under section 4 of the Act of August 27, 1958, relating to humane slaughter (7 U.S.C. 1904) the Department of Agriculture is directed to establish suitable means of identifying the carcasses of livestock inspected and passed under the Federal Meat Inspection Act (21 U.S.C. 71 et seq.) that have been slaughtered in accordance with the public policy declared in the humane slaughter act. The procedure described in paragraph (b) of this section is hereby established as the suitable means of such identification.

(b) Periodically, based on current information, the Director of the Meat Inspection Division, Agricultural Research Service, Department of Agriculture, will publish in the FEDERAL REGISTER, as a notice, a table listing the names of the official establishments operating under the Federal Meat Inspection Act, which use humane methods of slaughter and incidental handling; the official establishment numbers thereof; and the species of livestock being slaughtered in such estàblishment in accordance with such methods. Additions and deletions from the list may also be made by the Director by notice in the FEDERAL REG-ISTER when necessary. Carcasses of the listed species of animals that have been prepared and branded with the Federal meat inspection stamp in the listed official establishments, respectively, will be considered thereby identified within the meaning of section 4 of the Act of August 27, 1958, as having been slaughtered in accordance with the public policy of that act, provided the establishment and the species were so listed at the time of such branding. The table should not be understood to indicate that species of livestock slaughtered at a listed establishment are slaughtered and handled by humane methods unless such species are listed for that establishment in the table. Nor should the table be understood to indicate whether or not the affiliates of any listed establishment use only humane methods.

Done at Washington, D.C., this 22d day of June 1960.

M. R. CLARKSON, Acting Administrator, Agricultural Research Service,

[F.R. Doc. 60-5873; Filed, June 24, 1960; 8:51 a.m.]

# Title 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

- [1960 C.C.C. Cotton Bulletin 1]

### PART 427—COTTON

# Subpart—1960 Cotton Loan Program Regulations

427.1101 General statement.

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427.1103	Availability of loans.
427.1104	Approved lending agency.
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427.1118	Maturity.
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427.1126	Repayments by producer.
427.1127	Cotton cooperative marketing as
	sociation loans.
427.1128	Custodial offices.
427.1129	Schedule of premiums and dis-
	counts for upland cotton (basis
	1-inch Middling), and loan rate
	for extra long staple cotton.
AUTHOR	HITY: §§ 427.1101 to 427.1129 issued

AUTHORITY: §§ 427.1101 to 427.1129 issued under sec. 4, 62 Stat. 1070, as amended, sec. 5, 62 Stat. 1072, secs. 101, 102, 401, 63 Stat. 1051, as amended, Title II, 73 Stat. 178; 15 U.S.C. 714 b and c, 7 U.S.C. 1441, 1443, 1421.

### § 427.1101 General statement.

This bulletin contains the regulations, instructions, and requirements with respect to the 1960 Cotton Loan Program of Commodity Credit Corporation (referred to in this subpart as "CCC") formulated by CCC and the Commodity Stabilization Service (referred to in this subpart as "CSS"). Under this program, loans will be made available on 1960-crop Choice (B) upland and extra long staple cotton in accordance with this bulletin. The requirements with respect to the price support program for upland cotton produced on farms for which the operator elected the Choice (A) allotment are contained in 1960 CCC Cotton Bulletin 2.

### § 427.1102 Administration.

Under the general direction and supervision of the Executive Vice President, CCC, the Cotton Division and other appropriate divisions of CSS will carry out the provisions of this subpart. In the field, the program will be administered through the New Orleans CSS Commodity Office, 120 Marais Street, New Orleans 16, Louisiana (referred to in this subpart

as the "New Orleans office"), and Agricultural Stabilization and Conservation (referred to in this subpart as "ASC") State and county committees (referred to in this subpart as "State committees" and "county committees." respectively). Program availability and maturity dates will be those specified hereinafter except that whenever the final date of availability or the maturity date falls on a nonwork day for ASC county offices or the New Orleans office, the applicable final date shall be extended to include the next work day. Forms will be distributed by the New Orleans office and will be available at county ASC offices (referred to in this subpart as "county offices") and at approved lending agencies, approved warehouses, and others designated to participate in the loan program. ASC State and county committees and the New Orleans office do not have authority to modify or waive any of the provisions of this subpart or any amendments or supplements hereto.

### § 427.1103 Availability of loans.

(a) General statement. Loans will be available to eligible producers on eligible cotton and will be made available through warehouse and bill of lading loans. As provided in § 427.1118, if an eligible producer obtains price support from CCC in excess of \$50,000 on 1960crop upland cotton or in excess of \$50,000 on 1960-crop extra long staple cotton, and if he has not qualified for an exemption from the \$50,000 limitation in Public Law 86-80 through reduction of his production of such kind of cotton, he will be obligated to repay loans obtained under this program on such kind of cotton in an amount equal to such excess. Any person who, on the basis of a reduction of his production, desires to qualify for an exemption from the \$50,000 limitation shall file an application with the ASC county committee in accordance with the Regulations Relating to the \$50,000 Limitation of Nonrecourse Price Support for the 1960 Crop of Price Supported Field Crops in Surplus Supply (25 F.R. 1001), as amended (hereinafter referred to as the "Regulations Relating to the \$50,000 Limitation").

(b) Area. Loans on cotton produced in the areas specified below and covered by bills of lading will be available in areas designated by the New Orleans office where there is a shortage of storage space and the necessary arrangements for handling the cotton can be made. Warehouse loans will be available on:

(1) Upland cotton produced on Choice (B) farms in all cotton-producing areas of the continental United States.

(2) Extra long staple cotton produced in areas designated in this subparagraph.

(i) American-Egyptian cotton produced in Cochise, Graham, Greenlee, Maricopa, Mohave, Pima, Pinal, Santa Cruz, and Yuma Counties, Arizona; Imperial and Riverside Counties, California; Dona Ana, Eddy, Luna, Otero, and Sierra Counties, New Mexico; and Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, and Ward Counties, Texas.

(ii) Sea Island and Sealand cotton produced in Berrien, Cook, and Lanier Counties, Georgia; and Alachua, Bradford, Columbia, Hamilton, Jefferson, Lake, Levy, Madison, Marion, Orange, Putnam, Seminole, Sumter, Suwannee, Union, and Volusia Counties, Florida; and Sea Island cotton produced from seed planted in 1960 in Puerto Rico.

- (c) Time. Loans will be available from the date rates are announced through April 30, 1961. Note and loan agreements covering warehouse-stored cotton must be signed by the producer and delivered to the lending agency on or before April 30, 1961, or postmarked not later than such date, if tendered for direct loans to the New Orleans office by mail. Loans on cotton covered by bills of lading will be available only during the periods specified by the New Orleans office.
- (d) Source. Loans will be available from approved lending agencies or from the New Orleans office. Disbursements on loans will be made to producers by approved lending agencies under agreements with CCC or by the New Orleans office. Disbursement of loans by approved lending agencies will be made not later than April 30, 1961, except where specifically approved by the New Orleans office in each instance. The producer shall not present the loan documents for disbursement unless the cotton is in existence and in good condition. If the cotton is not in existence and in good condition at the time of disbursement, the producer shall promptly refund the proceeds.

### § 427.1104 Approved lending agency.

An approved lending agency shall be any bank, corporation, partnership, association, individual, or other legal entity which has entered into a Lending Agency Agreement—Cotton (CCC Cotton Form D) with CCC. Banks and other agencies desiring to enter into Lending Agency Agreements should make application to the New Orleans office, which will enter into such agreements on behalf of CCC with responsible applicants having organizations and facilities adequate to properly carry out their responsibilities and obligations under the program.

### § 427.1105 Producer.

A producer shall be any individual, partnership, corporation, association, trust, estate, or other legal entity, or a State or political subdivision thereof, or an agency of such State or political subdivision, producing eligible upland or extra long staple cotton in the capacity of landowner, landlord, tenant, or share-cropper.

### § 427.1106 Eligible producer.

- (a) A producer will be entitled to a loan on eligible Choice (B) upland cotton or eligible extra long staple cotton produced by or for him in 1960 on a farm (as defined for purposes of cotton marketing quotas) for which a 1960 acreage allotment for such kind of cotton has been determined under Title III of the Agricultural Adjustment Act of 1938, as amended and supplemented, if all of the following requirements are met:
- (1) In the case of Choice (B) upland cotton, the operator of the farm has elected the Choice (B) cotton acreage allotment, in accordance with the Acreage Allotment Regulations for the 1960 Crop

- of Upland Cotton (24 F.R. 8430 and any amendments or supplements thereof), and the 1960 planted acreage (as determined for purposes of cotton marketing quotas) of upland cotton on the farm does not exceed the 1960 Choice (B) upland cotton acreage allotment for the farm.
- (2) In the case of extra long staple cotton, the 1960 planted acreage (as determined for purposes of cotton marketing quotas) of extra long staple cotton on the farm does not exceed the 1960 extra long staple cotton allotment for the farm.
- (3) For the purpose of determining eligibility for a loan, the Choice (B) upland or extra long staple cotton acreage on the farm will not be deemed to be in excess of the acreage allotment for such cotton unless such acreage allotment for such kind of cotton is knowingly exceeded. If the producer operating the farm is notified that such acreage allotment has been exceeded and the planted acreage is not adjusted to such acreage allotment within the period allowed under the notice, such acreage allotment shall be deemed to have been knowingly exceeded by the producers having an interest in the cotton.
- (b) In the case of eligible cotton produced by a landlord and his share tenant or sharecropper, a loan may be obtained only as follows:
- (1) If the cotton is divided among the producers entitled to share in such cotton, each landlord, tenant, or sharecropper may obtain a loan on his separate share.
- (2) If the cotton is not divided, (i) all producers having a share in the cotton may obtain a joint loan on such cotton, or (ii) the landlord may obtain a loan on cotton in which both he and one or more share tenants or sharecroppers have an interest if he has the legal right to do so, and in such cases the share tenants or sharecroppers must be paid their pro rata share of the loan proceeds and their pro rata share of any additional proceeds received from the cotton: Provided, That the landlord shall not be eligible to tender to CCC cotton in which a share tenant's or sharecropper's share of the price support proceeds when added to price support proceeds previously received by the share tenant or sharecropper with respect to 1960crop cotton would exceed \$50,000, unless such share tenant or sharecropper has qualified for an exemption from the \$50,000 limitation on nonrecourse price support through reduction of his production, in accordance with the Regulations Relating to the \$50,000 Limitation. In determining the amount of price support extended each producer in the case of loans on cotton in which both the landlord and one or more share tenants or sharecroppers have an interest, each producer shall be deemed to have been extended price support to the extent of his interest in the cotton. In no case shall a share tenant or sharecropper obtain a loan individually on cotton in which a landlord has an interest. Except as provided above, two or more producers may not obtain a joint loan on their cotton.

(c) A producer who has not qualified for an exemption from the \$50,000 limitation on nonrecourse price support must not obtain a loan on cotton with other producers if his pro rata share of the loan proceeds plus the price support proceeds which he has previously received with respect to 1960-crop cotton would exceed \$50,000, but if such cotton is divided among the producers entitled to share therein, he may obtain a loan upon his separate share.

### § 427.1107 Eligible cotton.

Eligible cotton shall be Choice (B) upland cotton produced in the United States in 1960 or extra long staple cotton planted in 1960 and produced in areas designated under § 427.1103, which meets the following requirements:

- (a) Upland cotton must have been produced on a farm for which the farm operator elected the Choice (B) allotment and on which the acreage planted to such cotton is in compliance with such allotment, and extra long staple cotton must have been produced on a farm on which the acreage planted to such cotton is in compliance with the allotment.
- (b) Such cotton must be of a grade and staple length specified in § 427.1129.
- (c) Such cotton must not be false-packed, water-packed, mixed-packed, reginned, or repacked; upland cotton must not have been designated as "Wasty" or reduced in grade for any reason, except that any such cotton which is reduced not more than two grades because of preparation will be eligible; extra long staple cotton must have been ginned on a roller gin, shall be of normal character, and must not have been designated as "Wasty" or reduced in grade for any reason.
- (d) Such cotton must be in existence and in good condition.
- (e) Such cotton must not be compressed to high density.
- (f) Such cotton must have been produced by the person tendering it for a loan, and such person must have the legal right to pledge or mortgage it as security for a loan.
- (g) If such cotton was produced on land owned by the Federal Government, it must not have been produced in violation of the provisions of the lease.
- (h) If the person tendering such cotton is a landlord or landowner, the cotton must not have been acquired by such landlord or landowner directly or indirectly from a share tenant or share-cropper and must not have been received in payment of fixed or standing rent; and if it was produced by him in the capacity of landlord, share tenant, or sharecropper, it must be his separate share of the crop, unless he is a landlord and is tendering cotton in which both he and one or more share tenants or sharecroppers have an interest.
- (i) The person or association tendering such cotton must not have previously sold and repurchased such cotton.
- (j) Each bale of cotton must weigh not less than 350 nor more than 625 pounds, gross weight, and must be adequately packaged in new material manufactured for cotton bale covering, except

used jute and sugar bagging will be acceptable if such bagging is clean and in sound condition. The bagging must be sufficiently strong to adequately protect the cotton. Cotton compressed to standard density, whether compressed by a warehouseman or at a gin, must have not less than eight bands. Heads of bales must be completely covered. Bales packaged with new bagging and ties used in the Cotton Experimental Bale Packaging Program sponsored by the National Cotton Council, Memphis, Tennessee (referred to in this subpart as "Experimental Bale Packaging Program"), will be acceptable provided there is attached to each such bale a tag which identifies such bale with the program and which shows the actual tare weight and the number of pounds to be added to the gross weight of the bale for the purpose of adjusting the bale to the normal gross weight under such program.

(k) Each bale of cotton must bear the gin bale number.

#### § 427.1108 Forms.

The following documents must be delivered by producers in connection with every loan except loans made pursuant to § 427.1127:

- (a) Warehouse-stored loans. (1) Cotton Producer's Note and Loan Agreement (Form CCC Cotton A, referred to in this subpart as "Form A").
- (2) Warehouse receipts complying with the provisions of § 427,1119.
- (3) Producer's Letter of Transmittal (CCC Cotton Form B, referred to in this subpart as "Form B"), if the loan is obtained direct from the New Orleans office.
- (4) Lien Waiver (Form CCC Cotton 889) if used in lieu of execution of Lienholder's Waiver on the Form A in accordance with the provisions of § 427.1114.
- (b) Cotton represented by order bills of lading. (1) Form A executed within the area and during the period such loans are available.
- (2) Order bill of lading in a form acceptable to CCC and representing the cotton tendered as security for the loan.
- (3) If the receiving agency is not a warehouseman, Weight and Condition Certificates complying with the provisions of § 427.1121 and a Receiving Agency's Certificate.
- (4) Form B if the loan is obtained direct from the New Orleans office.
- (5) Lien Waiver (Form 889) if used in lieu of execution of Lienholder's Waiver on the Form A in accordance with the provisions of § 427.1114.
- (c) Loan documents executed by an administrator, executor, or trustee. Loan documents executed by an administrator, executor, or trustee will be acceptable only where valid in law. State documentary revenue stamps shall be affixed to loan documents where required by law. A producer who desires to appoint an attorney-in-fact to act in his place and stead in obtaining loans shall use Power of Attorney (CCC Cotton Form 18) which must be filed with the New Orleans office.

### § 427.1109 Approved storage.

Cotton will be accepted as security for loans only if stored by warehouses ap-

proved by CCC. Warehousemen desiring approval of their facilities should communicate with the New Orleans office. The names of approved warehouses may be obtained from the New Orleans office or ASC State or county offices.

#### § 427.1110 Weight and rate.

- (a) Loans will be made on the gross weight of upland cotton and on the net weight of extra long staple cotton. The gross weight of the bale shall be the gross weight shown on the warehouse receipt if the loan is made on cotton represented by warehouse receipts, or the gross weight shown on the Weight and Condition Certificate (see § 427.1121(c)) if the loan is made on cotton represented by order bills of lading. Notes covering cotton pledged on reweights will not be accepted if it is evident that such reweights reflect an increase in weight due to the absorption of additional moisture. In order to encourage improved wrapping methods and compensate for resulting reduced tare weight, in making loans on upland cotton wrapped with material under the Experimental Bale Packaging Program, there will be added to the gross weight of the bale an allowance equal to the number of pounds shown on the program bale tag to be necessary "to adjust to normal gross weight" under such programs. No allowances other than those provided for in this subsection will be made.
- (b) The base loan rate for Middling 1-inch Choice (B) cotton at each approved warehouse will be shown in the Schedule of Base Loan Rates for Choice (B) upland cotton (which will be issued about June 15, 1960). This schedule will be available at county offices. The premium or discount applicable to each other eligible grade and staple length of upland cotton is shown in § 427.1129. Loan rates for extra long staple cotton are also shown in § 427.1129. After a loan is made, CCC will not be obligated to make adjustments in the amount of the loan as a result of any subsequent redetermination of the weight or quality of the cotton.

### § 427.1111 Preparation of documents.

(a) A producer desiring to obtain a loan may obtain the necessary forms from county offices, approved lending agencies, approved warehouses, and approved clerks (persons approved by the ASC county committees to assist producers in preparing and executing the loan forms). All applicable blanks on the loan forms must be filled in with ink. indelible pencil, or typewriter in the manner indicated therein, and documents containing additions, alterations, or erasures may be rejected by CCC. (Forms A having a date prior to May 2, 1960, shall not be used.) Both copies should be clearly legible. The spaces provided on Forms A for the producer to request and direct payment of the proceeds must be completed in every instance. All disbursements made from the proceeds of a note, including clerk's fee when deducted, must be shown, and the total must agree with the amount of the note. No deduction may be made

from the loan proceeds by the lending agency as a charge for handling the loan documents, except the authorized clerk's fee in case an employee of the lending agency has executed the Clerk's Certificate on Form A. Care should be exercised by the lending agency to determine that the warehouse receipts and bills of lading are genuine. Before the loan clerk prepares loan documents for a producer, he must require the porducer to present his marketing card so that he can determine whether the producer is eligible for a loan. The marketing cards issued by the county office will indicate the producer's eligibility. If the producer's 1960 Choice (B) upland cotton marketing card is Form MQ-76-B--Upland Cotton (a white card) or his 1960 extra long staple cotton marketing card is Form MQ-76-ELS Cotton (a buff card), the loan clerk will use this as evidence that the producer is eligible to obtain a loan on the kind of cotton for which such card was issued. If the producer's 1960 marketing card is MQ-76-R-Upland Cotton (a red card) and the boxes following the words "1960 Choice (B)" and "Not eligible unless price support documents approved by county committees" contain an "X" or if his 1960 extra long staple cotton marketing card is Form MQ-76-R-ELS Cotton (a red card) and the box following the words "Not eligible unless price support documents approved by county committee" contains an "X," the loan clerk shall inform the producer that in order for him to obtain a loan on his cotton he must have the Certificate of the Agricultural Stabilization and Conservation County Committee on Form A executed by the county office manager (or a county office employee designated by him). If the box on Form MQ-76-R-Upland Cotton or MQ-76-R—ELS Cotton following the words "Not eligible" contains an "X," the producer cannot obtain a loan on such kind of cotton produced on that farm under any condition and should be so informed by the clerk. Lending agencies which are also eligible producers must obtain direct loans on cotton produced by them from the New Orleans office or obtain loans from another approved lending agency. An approved clerk cannot execute loan documents for cotton owned by him. An approved clerk who, under a power of attorney, executes the loan documents on behalf of the producer, shall not execute the Clerk's Certificate on such documents.

(b) The Clerk's Certificate on each Form A tendered for a loan must be executed by the approved clerk who assisted the producer in the preparation and execution of the Form A. The original of Form A must be signed by the producer, and the copy marked "producer's copy" is to be retained by the producer. Loan forms must not be signed in blank. All applicable entries must be completed prior to the time the form is signed by the producer or the loan clerk. The proper status of the producer (i.e., whether landowner, landlord, tenant, or sharecropper) must be shown in the space provided therefor on Form A. If any producer has reason to believe that the total amount of price support advances which could be obtained by or for him (including any price support advances obtained in his name for sharecroppers or tenants) on upland cotton or on extra long staple cotton under the 1960 price support programs of CCC might exceed \$50,000, his correct percentage share of the cotton must be shown in the space provided therefor on each Form A, unless he has qualified for an exemption from the \$50,000 limitation in Public Law 86-80 through reduction of his production. If a producer's correct percentage share in the cotton is required to be shown, such producer must have the same percentage share in all cotton listed in the Schedule of Pledged Cotton on a particular Form A, and separate Forms A must be used for each lot of cotton in which the producer's share is different. In each case in which a loan is being obtained on Choice (B) upland cotton or extra long staple cotton, the "Yes" box or the "No" box opposite the question which is printed immediately below the space for producers' signatures on the Form A must be checked by the producer before executing the Form A to indicate whether any person (who has not qualified for an exemption) sharing in the proceeds of the loan will have received (including his share of the loan) more than \$50,000 in price support on the kind of cotton pledged to secure the loan, determined in accordance with § 427.-1118. (In the case of recourse loans on Choice (A) cotton pursuant to 1960 C.C.C. Cotton Bulletin 2, answers to this question are not required, and producers are not required to furnish the Forms CCC Cotton AX mentioned below.) If the answer is "Yes", the producer must prepare and execute a Form CCC Cotton AX showing all price support previously received by him (or by any other individuals or legal entities who, under the rules provided in the Regulations Relating to the \$50,000 Limitation, are to be treated, together with the producer, as one person) with respect to the 1960 crop of the kind of cotton pledged to secure the note. The Form CCC Cotton AX must be attached to the Form A on which the "Yes" answer required the execution of this form. All persons claiming liens on the cotton must sign the Lienholder's Waiver on the Form A, except that in lieu of signing the Lienholder's Waiver on each Form A, the lienholder may waive his lien on all cotton produced on a farm by executing Form 889 as provided in § 427.1114. All of the cotton pledged as security for any loan must be of the same grade and staple length and must be stored in the same warehouse. A split grade (i.e., a bale for which the official classification shows a "+" or "LT.") must be pledged on separate notes from the full grade. Not more than 999 bales shall be pledged as security for any one note. Before preparing his loan documents, the producer should give careful consideration to the manner in which he may wish to withdraw the cotton from the loan. Cotton of the same grade and stable length will ordinarily be placed on the same note. However, it may be placed on sepa-

rate notes if the producer believes it will

facilitate the redemption of the cotton from the loan or the sale of his equity in such cotton. The approved lending agency shown as payee on the Form A shall make disbursement to the producer, must sign the Payee's Endorsement thereon, and must execute the covering Lending Agency's Letter of Transmittal. Date of disbursement shown on the Form A must be the actual date of disbursement to the producer by such lending agency.

### § 427.1112 Service charges.

No service charges will be collected by CCC in connection with warehouse loans (except for fees collected by county office employees, as provided in § 427.1113).

### § 427.1113 Fees.

The clerk or county office employee assisting the producer in the preparation of the loan documents may collect a fee from the producer not to exceed the fees shown in the following schedule:

Number of bales

on note:	Maximum fee allowed
1	25 cents.
2-6	25 cents plus 15 cents for
	each bale over 1.
7-18	\$1 plus 10 cents for each
	bale over 6.
10 000 0000	\$2.20 plus 5 cents for each

19 and over\_\_ \$2.20 plus 5 cents for each bale over 18.

### § 427.1114 Liens.

Eligible cotton tendered for loan must be free and clear of all liens except the warehouseman's lien for charges permitted under § 427.1120 on warehouse-stored cotton. The signatures of the holders of all existing liens on cotton tendered as security for a loan, such as landlords, laborers, or mortgagees (but not the warehouseman, if the cotton is stored in a warehouse) must be obtained on the Lienholder's Waiver on each Form A, except that in lieu of signing the Lienholder's Waiver on each Form A, the lienholder may waive his lien on all cotton produced on a farm for the crop year designated by executing a Lien Waiver (Form CCC Cotton 889, referred to in this subpart as "Form 889"). The original of the Form 889 must be attached securely to the first Form A on which the Lienholder's Waiver is not executed for the particular lien so as to be recorded and filed in the New Orleans office. Thereafter, the Lienholder's Waiver on Forms A covering additional cotton produced on the farm shall show the words "see Form 889 on file." An executed copy must be filed by the producer with each lending agency which disburses the proceeds of any Form A executed by the producer. Additional copies may be prepared and retained by the producer and agency as desired. A fraudulent representation, as to prior liens or otherwise, will render the producer personally liable under the terms of the Loan Agreement and subject him and any other person who causes the fraudulent representation to be made, to criminal prosecution under the provisions of the Commodity Credit Corporation Charter Act. The Lienholder's Waiver or Lien Waiver must be signed personally by all lienholders, by their agents (in which case duly executed Powers of Attorney (CCC

Cotton Form 18) must be filed with the New Orleans office), or, if a corporation, by the designated officer thereof customarily authorized to execute such instruments (in which case no authority need be attached).

### § 427.1115 Setoffs.

- (a) If any installment or installments on any loan made available by CCC on farm-storage facilities or mobile drying equipment are payable, under the provisions of the note evidencing such loan out of any amount due the producer under the program provided for in this subpart, the producer must designate CCC or the lending agency holding such note as payee of such amount to the extent of such installments, but not to exceed that portion of the amount remaining after deduction of service charges, clerk's fees, and amounts due prior lienholders.
- (b) If the producer is indebted to CCC, or if the producer is indebted to any other agency of the United States, and such indebtedness is listed on the county debt record, amounts due the producer under the program provided for in this subpart, after deduction of amounts payable on farm-storage facilities or mobile drying equipment and other amounts provided in paragraph (a) of this section, shall be applied, as provided in the Secretary's Setoff Regulations, 7 CFR Part 13 (23 F.R. 3757), to such indebtedness.
- (c) In any case referred to in paragraphs (a) and (b) of this section, the producer must go to the county office in the county in which he is listed on the debt record and have his loan documents completed by a clerk in the county office. Any amount which is to be set off must be entered in the space provided in the producer's note by the county office manager (or an employee designated by him).
- (d) Compliance with the provisions of this section shall not deprive the producer of any right he might otherwise have to contest the justness of the indebtedness involved in the setoff action either by administrative appeal or by legal action.

### § 427.1116 Classification of cotton.

(a) All cotton tendered for loan must be classed by a Board of Cotton Examiners of the United States Department of Agriculture (referred to in this subpart as the "Board") and tendered on the basis of such classification. A Cotton Classification Memorandum Form 1 of the United States Department of Agriculture will be accepted only if the sample was a representative sample drawn in accordance with instruction to organized cotton improvement groups for sampling cotton under the 1960 Smith-Doxey Program. If the producer's cotton has not been sampled for a Form 1 classification, the warehouseman (for warehouse-stored cotton) or receiving agency (for cotton covered by bills of lading) shall sample such cotton and forward the samples to the Board serving the district in which the cotton is located. A Cotton Classification Memorandum Form A3 must be inserted in each such sample. A Tag List and Record Sheet (CCC Cotton Form L, referred to in this subpart as "Form L") must be prepared by the warehouseman or receiving agency, listing each sample included in a shipment to the Board. A copy of such Form L shall be included with the samples, and the original and two copies must be mailed separately to the Board. The Board will enter the classification of each bale on the Form L and return a copy of such form to the warehouse or receiving agency. The Cotton Classification Memorandum Form A3 will be returned to the producer by the Board. If a sample has been drawn and submitted for a Form 1 or Form A3 classification, another sample may not be drawn and forwarded to a Board except for a review classification. If through error or otherwise, in any case where review classification is not involved, two or more samples from the same bale are submitted for classification, the loan rate shall be based on the classification having the lower loan value. If a Form 1 or Form A3 review classification is obtained, the loan value of the cotton represented thereby will be based on such review classification.

(b) A charge of 25 cents per bale shall be collected from the producer by the warehouseman or receiving agency for all cotton for which samples are submitted to a Board for a Form A3 classification or a Form 1 or A3 review classification. The Boards will submit billings for classing charges to the warehousemen or receiving agencies at the end of each month. Checks or money orders covering these charges shall be made payable to "Commodity Credit Corporation" and shall be sent to the New Orleans office.

### § 427.1117 Interest rate.

Nonrecourse loans and charges shall bear interest at the rate of 31/2 percent per annum from the date of disbursement to the date of repayment. Recourse loans and charges shall bear interest at the rate of 6 percent per annum from the date of disbursement to the date of repayment, except that amounts which are repaid on or before July 31, 1961, shall bear interest at the rate of 3½ percent per annum from the date of disbursement to the date of repayment. Notwithstanding the foregoing, the rate of interest to be charged on any cotton price support advance and related charges with respect to which the producer made a willful misrepresentation in obtaining the advance shall be 6 percent per annum from the date of disbursement thereof to the date of repayment.

### § 427.1118 Maturity.

(a) Nonrecourse loans mature July 31, 1961, or upon such earlier date as CCC may make demand for repayment. Loans will be made on Choice (B) upland cotton and extra long staple cotton without identification of the recourse loans until the maturity date for nonrecourse loans. If the total amount of price support which is received by any person with respect to 1960-crop upland cotton or with respect to 1960-crop extra long staple cotton and which remains

outstanding on August 1, 1961, is in excess of \$50,000 (unless such person has qualified for an exemption from the \$50,000 limitation in Public Law 86-80 through reduction of his production). CCC will, as soon as practicable, designate loans (or portions thereof) in a total amount equal to such excess over \$50,000 on such kind of cotton under this program in which such persons shared in the proceeds. Each such loan so designated shall be a recourse loan, and the producer (or each producer, jointly and severally, in the case of joint loans) obtaining the loan shall be personally liable for the payment on or before April 30, 1962 (notwithstanding the earlier maturity date stated in the note), of such loan, plus charges and interest. Each producer obtaining a loan which is still outstanding on August 1, 1961, is required to make a full report to CCC as to the outstanding price support received by any person (who has not qualified for an exemption) sharing in the proceeds of the loan who has received a total amount of price support on the kind of cotton covered by such loan which is in excess of \$50,000 on August 1, 1961, and to make such other reports as CCC may request as to the price support received by him or by any other person sharing in the proceeds of such loans. Producers will be personally liable for the refund of amounts paid through error, plus interest thereon, and loans obtained through fraudulent representations will be recourse loans. All other loans outstanding on August 1, 1961, which are not designated by CCC will be nonrecourse, except that if a producer's failure to notify CCC as to the outstanding price support in excess of \$50,000 received by any person sharing in the proceeds of a loan causes CCC to fail to designate such loan as being recourse prior to April 30, 1962, CCC will have the right to designate the loan as a recourse loan after that date. The rules provided in the Regulations Relating to the \$50,000 Limitation shall be applied for the purposes of this subpart to determine whether certain individuals or legal entities are to be treated as one person or as separate persons for the purpose of applying the \$50,000 limitation in Public Law 86-80 and whether producers come within the exemption from such limitation through reduction of their production. In determining the total amount of price support received by any person and remaining outstanding on August 1, 1961, there shall be included all loans under the program on cotton of which such person is the sole owner which are not repaid prior to August 1, 1961, such person's share of each loan under the program on cotton in which he has a part interest (whether he signs the note as joint producer or his share of the proceeds is paid to him by the producer signing the note) which are not repaid prior to August 1, 1961, such person's share of each loan advance obtained from a cotton coopertiave marketing association on cotton in which he has the full or a part interest and which, on August 1, 1961, is security for a loan obtained by the association from CCC. and (if the determination is being made with respect to upland cotton) his share of the proceeds of any sales of 1960-crop Choice (A) cotton in which he has the full or a part interest.

(b) If a producer does not satisfy his nonrecourse loan by maturity, the holder of the note is authorized to sell the cotton securing the note. The holder of the note may become the purchaser of the whole or any part of the cotton. If CCC is the holder of the note, then at CCC's election title to the cotton securing the note shall, without a sale thereof, immediately vest in CCC, and CCC shall have no obligation to pay for any market value which such cotton may have in excess of the amount of the loan plus interest and charges.

(c) If a producer does not satisfy his recourse loan by maturity or by an earlier date if it is determined by CCC that the commodity can no longer be stored because of danger of deterioration or other reasons, the holder of the note is authorized to sell the cotton securing the note. Upon sale of the cotton, the net proceeds will be credited to the producer's recourse indebtedness. Anv amount by which the net proceeds exceed the recourse indebtedness shall be payable only to such producer, without right of assignment by him. The producer shall be personally liable to CCC for the payment of the deficiency in any case where the net proceeds from the sale are less than the amount due on the recourse loan. Such payment shall be made promptly upon demand unless the commodity was sold prior to the maturity date, in which event such payment shall be made to CCC on the maturity date. Any unliquidated balance due CCC shall be collected by appropriate means. The amount of the deficiency may be set off against any payment which would otherwise be due to the producer under any agricultural program administered by the Secretary of Agriculture or any other payments which are due or may become due the producer from CCC, or any other agency of the United States.

(d) To avoid administrative costs of making small payments and handling small accounts, amounts due the producer of \$3.00 or less will be paid only upon his request. Deficiencies of \$3.00 or less, including interest, may be disregarded unless demand for payment is made by CCC.

# § 427.1119 Warehouse receipts and insurance.

Only negotiable machine card type warehouse receipts, acceptable to CCC. issued by an approved warehouse and properly assigned by an endorsement in blank so as to vest title in the holder or issued to bearer will be acceptable. The warehouse receipts must contain the gin bale number, must show that the cotton is covered by fire insurance, and must be dated on or prior to the date of the producer's notes. Each receipt must set out in its written or printed terms a description by tag number and weight of the bale represented thereby and all other facts and statements required to be stated in the written or printed terms of a warehouse receipt under the provisions of section 2 of the Uniform Warehouse Receipts Act. Block warehouse receipts

will not be accepted except on cotton to shipped by CCC prior to July 31, 1961, at be reconcentrated pursuant to § 427.1122. the request of the warehouseman to per-

### § 427.1120 Warehouse charges.

The Agreement of Warehouseman on each Form A must be executed by the warehouseman storing the cotton covered by the Form A not more than 10 days preceding the date of the Producer's Note on the Form A. In the case of loans made to a cotton cooperative marketing association as provided in § 427.1127, the Warehouseman's Certificate and Agreement on the Certificate of Association and Agreement of Warehouseman (CCC Cotton Form G-1, referred to in this subpart as "Form G-1") must be executed by the warehouseman storing the cotton covered by such form. By executing the Agreement of Warehouseman on the Form A or the Warehouseman's Certificate and Agreement on the Form G-1, the warehouseman agrees that such cotton will be stored and handled in accordance with the Warehouseman's Certificate and Agreement on the reverse side of the Form A or on the Form G-1 and makes the representations contained therein, and the warehouseman further agrees to store such cotton under conditions and at rates determined as follows: The cotton shall be insured against loss or damage by fire under a policy or policies providing coverage equivalent to that afforded under the standard fire policy of the State in which the cotton is stored for the full market value (if the cotton is compressed, its market value shall be the market value of flat cotton plus compression charges, or if the cotton is uncompressed and the warehouseman desires to collect his delivery charge for flat cotton in lieu of compression if it is destroyed by fire, such charge must be covered by insurance) at the time and place of loss and shall be kept so insured so long as the warehouse receipts therefor are outstanding, unless the cotton comes under a storage agreement between the warehouseman and CCC allowing the warehouseman to cancel his insurance on the cotton: Such insurance shall cover damage to the cotton by water from the warehouseman's sprinkler system when such damage results from fire in the same warehouse in which the cotton is stored. From the dates of the warehouse receipts representing the cotton or from the date through which the producer has paid storage charges, whichever is later, through July 31, 1961. all charges on the cotton for storage and insurance shall be at the rate of 46 cents per bale per month or fraction thereof for flat or compressed cotton stored in warehouses operating compress facilities or compressed cotton stored in warehouses not operating compress facilities, and at the rate of 51 cents per bale per month or fraction thereof for flat cotton stored in warehouses not operating compress facilities, or the warehouseman's established tariff on cotton other than CCC loan cotton, whichever is less: Provided, That on any cotton transferred prior to July 31, 1961, to another warehouseman without movement of the cotton, and for which new warehouse receipts must be issued, or on any cotton

the request of the warehouseman to permit the warehouseman to discontinue the storage of cotton, payment for the fractional part of the storage month prior to the date of such transfer or shipment shall be paid by CCC at the proportionate part of the monthly rate. If the warehouse operates compress facilities, the tariff rate to which reference is made herein shall be the rate applicable to compressed cotton regardless of the compression status of the cotton. Such charges, accrued through July 31 of any year in which these rates are in effect. shall be paid by CCC, as soon as possible after such date, on all of the cotton represented by warehouse receipts held by CCC at the time of payment: Provided, That on any cotton for which CCC makes payment of accrued charges through July 31 of any year, payment for the fractional part of a month prior to such date shall be at the proportionate part of the monthly rate. The warehouseman may make a charge for outhandling, including picking out by tag numbers and loading according to custom into cars or trucks, of not to exceed 25 cents per bale if such charges are included in the warehouseman's tariff: Provided, That no such outhandling charge may be made where collection for the service has been included in any other charge or otherwise collected. Charges for compression of cotton by the warehouseman, including compression charges on cotton compressed to standard density by the warehouseman at his gin, will be at the rates provided in the warehouseman's established tariff in effect at the time the service is ordered performed. Compression charges on cotton compressed to standard density for the warehouseman at a gin or another warehouse under contract with the warehouseman will be at the rate which the warehouseman pays the ginner or the other warehouseman. In no event shall compression charges on gin compressed cotton or cotton compressed by another warehouseman exceed the rate paid to the ginner or the other warehouseman by his customers on all other cotton. Charges for the compression of cotton will be paid by CCC only if the charges have not been paid by the producer, and if the cotton is shipped from the warehouse by CCC. All other charges on cotton, including flat delivery charges on cotton moved from a warehouse operating compress facilities without payment of compression charges, will be at the rates provided in the warehouseman's established tariff in effect at the time the service is ordered performed: Provided, That no charge may be made with respect to the cotton that is not applicable to cotton other than CCC loan cotton stored by the warehouseman, except that the warehouseman may make a charge of not to exceed 25 cents per bale for transmitting samples to the designated classing office, postage, verifying and guaranteeing the correctness of the information for ' which the warehouse is responsible in the Schedule of Pledged Cotton on the Form A or Form G-1, and executing the Agreement of Warehouseman on the

Form A or the Warehouseman's Certificate and Agreement on the Form G-1, if such charges are included in the warehouseman's established tariff: And provided further, That in no event shall such charge, a service charge or charges for receiving, tagging, weighing, sampling on arrival, or storage of samples. be collected from CCC or a purchaser of the cotton. No charge for standard density compression or for delivery or outhandling, except as provided in this section, will be paid with respect to cotton received by the warehouseman which has been compressed to standard density either by a gin (gin compress bale) or by another warehouseman. No charge of any kind whatsoever will be paid with respect to any of the cotton compressed to high density without the written authority of CCC. The warehouseman shall execute and submit to CCC with each voucher for amounts payable by CCC under this agreement the following certificate:

I hereby certify that, since the cotton covered by this voucher was received at the warehouse, there has been removed from such cotton only that amount of cotton necessary to secure representative samples, to properly trim the sample holes, or to otherwise maintain the cotton in the interest of good housekeeping and fire prevention incidental to the handling, storage, or compressing of said cotton except for reconditioning of damaged cotton, and that since issuance of warehouse receipts thereon such cotton has not been reconditioned, picked, or cleaned by blowing or brushing except as noted on report attached hereto or to a previous voucher covering such cotton; and that neither the warehouseman nor any officer or employee of the warehouseman has purchased or otherwise obtained any Producer's Equity Transfers on cotton stored in the warehouse which have not been presented to Commodity Credit Corporation within 15 days from the dates such transfers were executed by the producers.

The warehouseman shall store the cotton so that the tags will be visible and readily accessible so as to permit an accurate check of stocks at any time. The rates quoted herein will remain in effect through July 31, 1961, and will remain in effect thereafter until terminated by CCC or the warehouseman on July 31, 1961, or at the end of any subsequent month by giving the other at least 30 days' prior notice, or until the cotton comes under another storage agreement between the warehouseman and CCC, whichever is earlier. If the cotton is redeemed from the loan or the cotton is sold by CCC, the storage rates provided in this section shall be applicable for storage services rendered up to and including the date of such redemption or sale, and the warehouseman shall not charge the holders of the warehouse receipts representing such cotton for such storage services an amount in excess of that computed in accordance with this agreement. The terms and provisions of this section shall prevail over the written or 'printed terms of the warehouse receipts representing the cotton.

# § 427.1121 Loans on order bills of lading.

(a) Loans on cotton represented by order bills of lading will be available only in areas and during the periods specified

by the New Orleans office where there is a shortage of storage space and where the necessary arrangements for handling the cotton may be made.

(b) Cotton represented by order bills of lading will be eligible for a loan only when it is shipped by an approved receiving agency as agent for the producer. Warehousemen, ginners, and other responsible parties in areas where such loans are available may be approved to act as receiving agencies by the New Orleans office. Receiving agencies will enter into Receiving Agency Agreements with CCC. When receiving agencies are approved, notifications will be given by letter or published lists.

(c) A producer in any such area who is unable to find storage space in his local area and who wishes to obtain such a loan should deliver his cotton to a receiving agency with the request that it ship the cotton as agent for the producer. in accordance with shipping instructions furnished by CCC, to a warehouse where storage space is available. The receiving agency will complete the Schedule of Pledged Cotton on a Form A and, if it is a warehouseman, will execute the Agreement of Warehouseman thereon. If the receiving agency is not a warehouseman, it will have the cotton weighed by a public or licensed weigher and will secure a Weight and Condition Certificate in the form prescribed by CCC and execute the Receiving Agency's Certificate. The receiving agency will ship the cotton, secure order bills of lading in a form acceptable to CCC, and deliver to the producer the bills of lading, together with the Form A and Weight and Condition Certificates (if any). If the receiving agency is a warehouseman, it will be permitted to collect fees in accordance with § 427.1120 and a fee of not to exceed 10 cents per bale to cover the costs of preparation of shipping documents. If the receiving agency is not a warehouseman. it will, for the purpose of payment of gin compression only, be considered as a warehouseman and will be permitted to collect from CCC charges for gin compression as provided in § 427.1120 and will be permitted to collect from producers a fee not in excess of the fee set forth in the Receiving Agency Agreement executed by the receiving agency, and shall post, in a conspicuous place, a notice showing the fee to be charged producers. Loans will be made at the full loan rate at the point where the receiving agency receives the cotton. CCC will pay warehouse storage charges on cotton tendered by the producer for a loan under this section, if the receiving agency is a warehouseman.

# § 427.1122 Loans on cotton to be reconcentrated.

Loans on cotton to be reconcentrated will be available only on cotton stored at warehouses approved by the New Orleans office in areas where there is congestion and lack of storage space. The warehousemen will enter into Reconcentration Agreements (CCC Cotton Form 29, referred to in this subpart as "Reconcentration Agreements") with CCC. Warehouse receipts covering cotton to be reconcentrated under a Reconcentration

Agreement must be in a form acceptable to CCC and must provide for delivery of the cotton to the order of CCC. Block warehouse receipts covering cotton to be reconcentrated under a Reconcentration Agreement will be accepted. A producer who desires to obtain a loan in this manner should request the warehouseman to issue a warehouse receipt to him in the form specified above and must furnish written authorization to the warehouseman for the reconcentration of the cotton after which the warehouseman will ship the cotton. The Forms A and warehouse receipts covering cotton to be reconcentrated under a Reconcentration Agreement must show the reconcentra-. tion order number under which the cotton will be shipped. The producer will obtain a loan on these documents in the usual manner, and after receipt of the loan documents, CCC will surrender the warehouse receipts to the warehouseman.

# § 427.1123 Tender of notes by lending agencies.

Notes (Forms A) evidencing loans made by a lending agency which has entered into a Lending Agency Agreement—Cotton (CCC Cotton Form D) prior to the making of the loans will be eligible for purchase or pooling by CCC. Under this agreement, lending agencies which are parties thereto are required to tender to CCC, on Lending Agency's Letter of Transmittal (CCC Cotton Form C, referred to in this subpart as "Form '), all notes on Form A, with warehouse receipts or bills of lading (and weight and condition certificates, if required) attached, representing loans made by the lending agency within 15 days after the date of disbursement of the loans. All notes transmitted on a Form C must cover cotton stored in warehouses in the same custodial district. Separate Forms C shall be used for upland and extra long staple cotton. Separate Forms C shall be used for notes secured by warehouse receipts, notes secured by bills of lading. and notes executed by attorneys-in-fact. Each Form C shall state whether the lending agency desires CCC to purchase the notes or to place them in a pool. Upon receipt of the loan papers by the New Orleans office, they will be examined and, if found correct, will be approved and transmitted to the custodial office serving the district in which the cotton is stored, and will be purchased or placed in a pool as directed by the lending agency. Lending agencies which have previously been approved by CCC as eligible to draw drafts on CCC may, subject to such instructions and requirements as CCC may hereafter from time to time prescribe, obtain immediate payment for notes they desire to sell to CCC, by drawing sight drafts with enclosed letters of transmittal on CCC through a Federal Reserve Bank or Branch Bank approved by CCC. Notes covered by such drafts must be immediately submitted to the New Orleans office. In the event that the notes are pooled, a Certificate of Interest representing the interest in the pool acquired as the result of the deposit therein of the notes shown on the Form C will be issued to any approved lending agency designated on the Form C.

# § 427.1124 Loss or damage to pledged cotton.

In any case where there is loss or damage to cotton which occurs while such cotton is pledged to CCC or a lending agency, CCC shall have the right to determine and file claims against any liable third parties for the resulting loss. Upon determination of the quantity of the lost or damaged cotton securing a nonrecourse loan, CCC will give credit for the loan value (including charges and interest) of such cotton. If the proceeds of the claim exceed the loan value of such cotton, the excess proceeds shall be remitted to the producer or, if the loan has been repaid, to the party repaying the loan. In the event of any loss or damage to any cotton securing a recourse loan, the producer shall remain personally liable to CCC for the amount, if any, by which the amount due on such recourse loan exceeds the amount of any insurance or other proceeds recovered by CCC plus the proceeds obtained from the sale of the balance of the cotton securing the loan.

# § 427.1125 Transfer of producer's interest.

If the producer desires to sell his equity in the Choice (B) upland or extra long staple cotton covered by a note, he must complete the Producer's Equity Transfer Agreement in the Producer's Equity Transfer on the reverse side of the Producer's Loan Statement-A, which will be mailed to the producer by the New Orleans office at the time the notes are processed by that office. The producer must sign the Producer's Equity Transfer Agreement in the presence of a witness approved for such purpose by a county committee, and the Certificate of Witness in the Producer's Equity Transfer must be dated and signed by the witness. An approved witness shall not witness an equity transfer if he, or the firm by which he is employed, is the purchaser. A producer who desires to appoint an attorney-in-fact to act in his place and stead in selling his equity in the cotton shall use Power of Attorney (CCC Cotton Form 19) and file it with the applicable custodial office. The equity purchaser must complete the Certificate of Purchaser in the Producer's Equity Transfer and send it within 15 days to CCC, in care of the custodial office serving the district in which the cotton was stored at the time the loan was obtained. Upon receipt of the Producer's Equity Transfer. the custodial office will forward the note and warehouse receipts to a bank designated by the person requesting their release with directions to the bank to release the note and warehouse receipts to the holder of the equity transfer upon payment of the amount due on the loan. In all such cases, the bank will be instructed to return the note and warehouse receipts to the custodial office if payment is not effected within 5 business days or prior to the time at which the loan matures and CCC acquires or sells the cotton, whichever is the earlier. Repayments will not be accepted after CCC acquires or sells the cotton. All charges assessed by the bank to which the note and warehouse receipts are sent must be

paid by the person requesting the release of the cotton. No partial release of the cotton securing one note will be permitted except that CCC may allow partial releases in cases where loss or damage to part of the cotton occurs. In the event the Producer's Loan Statement—A is destroyed or lost, the producer may obtain a duplicate of such form from the custodial office serving the district in which the cotton is stored.

### § 427.1126 Repayments by producer.

If a producer desires to obtain the return of his note and the release of the cotton securing the note, he must execute the Producer's Redemption Request on the Producer's Loan Statement—A which. will be mailed to the producer by the New Orleans office at the time the notes are processed by that office. The producer must send or deliver the Producer's Loan Statement—A to CCC, in care of the custodial office serving the district in which the cotton was stored when the loan was obtained, as designated in § 427.1128. Upon receipt of the Producer's Loan Statement—A, the custodial office will forward the note and warehouse receipts to a bank designated by the producer with directions to the bank to release such note and warehouse receipts only to the producer or his authorized agent upon payment of the amount due on the loan. The bank will be instructed to return the note and warehouse receipts to the custodial office if payment is not effected within 15 days or prior to the time at which the loan matures and CCC acquires or sells the cotton, whichever is the earlier. Repayments will not be accepted after CCC acquires or sells the cotton. All charges assessed by the bank must be paid by the producer. A producer who desires to appoint an attorney-in-fact to act in his place and stead in repaying loans shall use Power of Attorney (CCC Cotton Form 19) and file it with the applicable custodial office. No partial release of the cotton represented by warehouse receipts and securing a note will be permitted, except that CCC may allow partial releases in cases where loss or damage to part of the cotton occurs.

# § 427.1127 Cotton cooperative marketing association loans.

A special form of loan agreement will be made available to cotton cooperative marketing associations whereby members of such associations may act collectively in obtaining loans, subject to the \$50,000 limitation on nonrecourse price support to any producer on 1960-crop cotton contained in Public Law 86-80. The loan rates under this agreement will be the same as the loan rates to individual producers, and eligibility requirements with respect to the cotton and the producers tendering the cotton to the association and other loan provisions

will be substantially the same as for loans to individual producers. Members desiring to obtain loans from their associations should contact their associations.

#### § 427.1128 Custodial offices.

The custodial offices referred to in this subpart and the district served by each are shown below:

Federal Reserve Bank, Atlanta, Ga.: Alabama, Florida, Georgia, North Carolina, South Carolina, Virginia

Carolina, Virginia.
Federal Reserve Bank, Dallas, Tex.: Arizona,
California, Kansas, Nevada, New Mexico,
Oklahoma, Texas.

Federal Reserve Bank, Memphis, Tenn.: Arkansas, Illinois, Kentucky, Missouri, Tennessee, and the following counties in Mississippl: Alcorn, Attala, Benton, Bolivar, Calhoun, Carroll, Chickasaw, Choctaw, Clay, Coahoma, De Soto, Grenada, Holmes, Humphreys, Itawamba, Lafayette, Lee, Leflore, Lowndes, Marshall, Monroe, Montgomery, Noxubee, Oktibbeha, Panola, Pontotoc, Prentiss, Quitman, Sunflower, Tallahatchie, Tate, Tippah, Tishomingo, Tunica, Union, Washington, Webster, Winston, Yalobusha. New Orleans CSS Commodity Office:

New Orleans CSS Commodity Office: Louisiana and counties in Mississippi not assigned to Memphis.

assigned to Memphis.

§ 427.1129 Schedule of premiums and discounts for upland cotton (basis linch Middling), and loan rates for extra long staple cotton.

(a) Premiums and discounts for eligible qualities of 1960-Crop American Upland Cotton (Basis Middling 1-inch)

	<del></del>						· · · · · · · · · · · · · · · · · · ·							
						i	Staple leng	th (inches)						
Grade	13/16	<b>7/8</b> .	29/82	15/16	31/32	1	11/32	11/16	13/62	11/8	1542	13/16	1742	1¼ and longer
White  GM and better  SM.  Mid plus.  Mid SLM plus  SLM  LM plus  LM plus  GO plus  GO plus  GO plus  GO CO	Pts365 -375 -400 -420 -570 -685 -806 -895 -1,035 -1,120 -1,235 -1,305	Pts285 -300 -325 -345 -500 -620 -620 -825 -965 -1,055 -1,175 -1,245	Pts215 -225 -250 -270 -430 -550 -760 -990 -1, 120 -1, 200	Pts110 -120 -150 -165 -330 -460 -580 -690 -825 -915 -1,060 -1,140	Pts20 -30 -60 -80 -245 -365 -610 -755 -850 -1,000 -1,080	Pts. 70 60 25 8ase -155 -280 -420 -525 -675 -770 -930 -1,010	Pts.  155 140 105 75 -75 -190 -345 -405 -625 -725 -725 -790	Pts. 240 225 190 155 Even -135 -305 -425 -595 -700 -865 -955	Pts. 275 265 230 205 35 -110 -285 -405 -700 -865 -955	Pts. 335 320 290 255 65 -80 -260 -395 -595 -700 -865 -955	Pts. 400 390 360 325 110 -40 -235 -390 -590 -700 -865 -955	Pts. 490 475 445 400 170 Even -205 -390 -590 -700 -865 -955	Pts. 600 590 545 486 235 35 -170 -390 -590 -700 -805 -955	Pts. 690 680 . 640 580 305 75 -130 -390 -590 -700 -865 -955
Light spotted GM	-525	-455	-380	-275	-200	-105	-25	35	60	100	150	200	275	355
	-545	-470	-400	-295	-215	-125	-45	15	45	80	125	175	250	330
	-675	-605	-535	-445	-370	-285	-205	-155	-120	-85	-40	10	80	155
	-885	-825	-760	-680	-605	-525	-460	-430	-405	-380	-365	-335	-310	-285
	-1,105	-1,045	-990	-925	-860	-785	-735	-720	-705	-700	-695	-690	-685	-680
Spotted GM SM Mid 8LM LM	-720 -740 -920 -1, 110 -1, 320	-640 -660 -855 -1,050 -1,260	-570 -590 -795 -1,005 -1,215	-470 -490 -715 -930 -1,150	-400 -420 -650 -870 -1,110	-310 -330 -560 -800 -1,045	-240 -260 -500 -765 -1,020	-190 -210 -465 -740 -1,005	-165 -185 -445 -735 -1,005	-135 -155 -420 -725 -1,005	-95 -115 -385 -715 -1,005	-45 -75 -360 -710 -1,005	-45 -320 -705 -1,005	55 Even -295 -700 -1,005
Tinged GM	-1,065.	-1, 010	-965	-910	-875	-835	815	-805	-800	-790	-785	-780	-770	-755
	-1,090	-1, 030	-985	-935	-895	-860	-835	-830	-820	-810	-810	-805	-790	-790
	-1,235	-1, 185	-1, 140	-1,095	-1,065	-1,020	-1,005	-995	-995	-995	-995	-995	-995	-995
	-1,420	-1, 370	-1, 325	-1,275	-1,245	-1,210	-1,200	-1, 195	-1, 195	-1, 195	-1, 195	-1,195	-1,195	-1,195
	-1,600	-1, 550	-1, 500	-1,450	-1,420	-1,380	-1,375	-1, 370	-1, 370	-1, 370	-1, 370	-1,370	-1,370	-1,370
Yellow stained GM SM Mid	-1,325	-1, 270	-1, 215	-1, 175	-1, 140	-1, 105	-1,095	-1,090	-1,'090	-1,090	-1,090	-1,090	-1, 090	-1, 090
	-1,350	-1, 295	-1, 240	-1, 200	-1, 165	-1, 135	-1,120	-1,115	-1,115	-1,115	-1,115	-1,115	-1, 115	-1, 115
	-1,525	-1, 470	-1, 410	-1, 365	-1, 335	-1, 305	-1,300	-1,295	-1,295	-1,295	-1,295	-1,295	-1, 295	-1, 295
Light gray GMSM MidSLM	-545	-475	-400	-310	-240	-150	-75	-25	5	30	65	105	170	245
	-615	-540	-470	-375	-305	-225	-155	-100	-70	-45	5	35	75	150
	-760	-690	-615	-535	-470	-375	-320	-270	-235	-205	170	130	90	40
	-980	-910	-850	-770	-705	-615	-565	-535	-505	-480	455	430	405	380
Gray GM	-760	-695	-620	-525	-465	-380	-310	-270	-250	-230	-200	-145	-105	-55
	-830	-760	-690	-595	-540	-460	-400	-355	-335	-315	-285	-260	-220	-180
	-1,025	-960	-895	-815	-755	-670	-625	-595	-575	-565	-545	-530	-515	-500
	-1,230	-1, 165	-1,105	-1,030	-975	-900	-855	-840	-825	-805	-790	-780	-780	-770

Grade symbols: GM-Good Middling; SM-Strict Middling; Mid-Middling; SLM-Strict Low Middling; LM-Low Middling; SGO-Strict Good Ordinary; GO-Good Ordinary.

(b) Schedule of minimum loan rates (in cents per pound, net weight) for eligible qualities of 1960-crop extra long staple cotton—(1) American-Egyptian cotton.

	Staple length (inches)									
Grade	1	3 <b>6</b>	13	<b>%16</b>	1½ and longer					
	Arizona and	New Mexico	Arizona and	New Mexico	Arizona and	New Mexico				
	California	and Texas	California	and Texas	California	and Texas				
1	54, 90	55, 30	56, 60	57, 00	57. 15	57. 55				
	54, 20	54, 60	55, 95	56, 35	56. 55	56. 95				
	52, 95	53, 35	54, 40	54, 80	54. 95	55. 35				
	50, 70	51, 10	52, 10	52, 50	52. 50	52. 90				
	47, 80	48, 20	49, 10	49, 50	49. 45	49. 85				
	44, 30	44, 70	45, 45	45, 85	45. 85	46. 25				
	41, 20	41, 60	42, 35	42, 75	42. 65	43. 05				
	37, 55	37, 95	38, 65	39, 05	39. 05	39. 45				
	33, 95	34, 35	35, 10	35, 50	36. 45	35. 85				

#### (2) Sea Island and Sealand cotton.

]	Staple length (inches)							
Grade	136	17/16	1½ and longer					
1	51. 95 51. 30 50. 10 48. 00 45. 25 41. 95 39. 00 35. 60 32. 20	53. 55 52. 90 51. 45 49. 30 46. 45 43. 05 40. 10 36. 65 33. 25	54, 05 53, 50 52, 00 49, 65 46, 80 43, 45 40, 40 37, 00 33, 60					

Issued this 21st day of June 1960.

Andrew J. Mair, Acting Executive Vice President, Commodity Credit Corporation.

[F.R. Doc. 60-5852; Filed, June 24; 1960; 8:47 a.m.]

[1960 C.C.C. Cotton Bulletin 2]

### PART 427—COTTON

### Subpart—1960 Choice (A) Cotton Price Support Program Regulations

Correction

In F.R. Doc. 60-5118, appearing at page 4975 of the issue for Tuesday, June 7, 1960, the entry in § 427.1171 in the  $1\frac{3}{2}$  staple length column for Tinged GM should read "-800" instead of "-880".

[Amdt. 4]

### PART 472-WOOL

### Subpart—Payment Program for Shorn Wool and Unshorn Lambs (Pulled Wool)

MISCELLANEOUS AMENDMENTS

The regulations issued by Commodity Credit Corporation and the Commodity Stabilization Service containing the requirements with respect to the Payment Program for Shorn Wool and Unshorn Lambs (Pulled Wool), as amended (24 F.R. 649, 10191; 25 F.R. 1725, 2705), are further amended as follows:

1. In § 472.1005 the letter "(a)" is inserted immediately after the heading of said section and at the end of the sec-

tion the following new paragraph (b) is added:

- (b) The national average price received by producers for shorn wool marketed during the 1959 marketing year was 43.3 cents a pound, grease basis, which was 18.7 cents a pound below the incentive price of 62 cents. Therefore, the rate of incentive payment for the 1959 marketing year is 43.2 percent.
- 2. In § 472.1021, the letter "(a)" is inserted immediately after the heading of said section, and at the end of the section the following new paragraph (b) is added:

(b) The rate of payment on unshorn lambs sold during the 1959 marketing year is 75 cents per hundredweight of live animals based on a difference of 18.7 cents a pound between the incentive price of 62 cents and the national average price of 43.3 cents a pound received by producers for shorn wool during the 1959 marketing year (§ 472.1005(b)).

- 3. In § 472.1048, the letter "(a)" is inserted immediately after the heading of said section, and at the end of the section the following new paragraph (b) is added:
- (b) For the 1959 marketing year, a deduction will be made from each shorn wool payment at the rate of 1 cent per pound of wool, grease basis, and from each unshorn lamb payment at the rate of 5 cents per hundredweight of live animals, as announced in the Department's press release issued October 26, 1959. Those funds will be used to finance the advertising and sales promotion program approved by the Department of Agriculture pursuant to Section 708 of the National Wool Act of 1954, as amended.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 702-709, 68 Stat. 910-912, secs. 401-403, 72 Stat. 994-995; U.S.C. 714c, 7 U.S.C. 1781-1787, 1446)

Issued this 21st day of June 1960.

ANDREW J. MAIR,
Acting Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 60-5875; Filed, June 24, 1960; 8:51 a.m.]

### Title 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 27—COTTON CLASSIFICATION UNDER COTTON FUTURES LEGISLATION

Subpart A—Regulations

PART 28—COTTON CLASSING, TESTING, AND STANDARDS

Subpart A—Regulations Under the United States Cotton Standards Act

GRADE: WASTY STAPLE

On June 2, 1960, a notice of proposed rule making was published in the Federal Register (25 F.R. 4867) regarding the proposed amendments of §§ 27.37 and 27.38(b) of the Regulations for Cotton Classification under Cotton Futures Legislation and §§ 28.39 and 28.40(b) of the Regulations under the United States Cotton Standards Act.

After consideration of all relevant matters presented pursuant to the notice, said regulations are hereby amended as follows, pursuant to authority contained in sec. 4863 of the Internal Revenue Code of 1954 (68A Stat. 582; 26 U.S.C. 4863) and in sec. 10 of the United States Cotton Standards Act (42 Stat. 1519; 7 U.S.C. 61).

1. Section 27.37 of the Regulations for Cotton Classification under Cotton Futures Legislation is amended to read as follows:

### § 27.37 Cotton reduced in grade.

If cotton be reduced in grade, by reason of the presence of extraneous matter or other irregularities or defects, below its grade according to the official cotton standards of the United States, the grade from which it is so reduced, the grade to which it is so reduced, and the condition or reason which so reduces its grade shall be determined and stated.

### § 27.38 [Amendment]

- 2. Paragraph (b) of § 27.38 of the Regulations for Cotton Classification under Cotton Futures Legislation is amended to read as follows:
- (b) Cotton of wasty staple. Cotton that has a weak, irregular, or immature staple.

(Sec. 4863, 69A Stat. 582; 26 U.S.C. 4863)

3. Section 28.39 of the Regulations under the United States Cotton Standards Act is amended to read as follows:

### § 28.39 Cotton reduced in grade.

If cotton be reduced in grade, by reason of the presence of extraneous matter or other irregularities or defects, below its grade according to the official cotton standards of the United States, the grade from which it is so reduced, the grade to which it is so reduced, and the condition

or reason which so reduces its grade shall be determined and stated.

### § 28.40 [Amendment]

- 4 Paragraph (b) of \$28.40 of the Regulations under the United States Cotton Standards Act is amended to read as follows:
- (b) Cotton of wasty staple. Cotton that has a weak, irregular, or immature staple.

(Sec. 10, 42 Stat. 1519; 7 U.S.C. 61)

Effective date. The foregoing amendments shall become effective July 1, 1960. The notice of proposed rule making published in the Federal Register for these amendments (25 F.R. 4867) proposed that the amendments would become effective on that date. No objections were received as to this proposed effective date. It is essential to have the changes in procedure provided by these amendments become effective with the beginning of classing of the 1960 cotton crop in order to fully protect the interests of cotton producers, buyers, and others handling cotton classification memoranda. Therefore, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003) good cause is found for making these amendments effective less than 30 days after publication in the FEDERAL

Done at Washington, D.C., this 22d day of June 1960.

> ROY W. LENNARTSON, Deputy Administrator. Agricultural Marketing Service.

[F.R. Doc. 60-5871; Filed, June 24, 1960; 8:51 a. m.1

### PART 28—COTTON CLASSING, TEST-ING, AND STANDARDS

### Original Representations of Staple Lengths

On February 2, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 871) regarding the proposed amendment of § 28.303 of the official cotton standards for length of staple pursuant to authority contained in section 10 of the United States Cotton Standards Act, as amended (42 Stat. 1519: 7 U.S.C. 61) and in section 4854 of the Internal Revenue Code of 1954 (68A Stat. 580, 26 U.S.C. 4854).

After consideration of all relevant matters presented pursuant to the notice, § 28,303 is hereby amended to read as follows, effective August 1, 1961:

### § 28.303 Original representations staple lengths.

The following lengths of staple are each represented by a quantity of cotton in the custody of the United States Department of Agriculture suitably contained and marked "Original Representation of official cotton standards of the United States" followed in each instance by name of growth, the appropriate designation of staple length, and the effective date:

(a) American Upland. %, 15/16, 1, 11/32,  $1\frac{1}{16}$ ,  $1\frac{3}{32}$ ,  $1\frac{1}{6}$ ,  $1\frac{5}{32}$ ,  $1\frac{5}{16}$ ,  $1\frac{5}{32}$  and  $1\frac{1}{4}$ inches (effective date, August 1, 1929); 13/16, 29/32 and 31/32 inches (effective date, August 1, 1933).

(b) American Egyptian. 15/16 (effective date, August 1, 1961); 1% and 1%inches (effective date, August 10, 1943); 11/2 inches (effective date, August 1, 1929).

(c) Sea Island. 1½, 1%, 1% and 1% inches (effective date, August 10, 1939).

The primary purpose of the amendment is to (1) eliminate the practical forms for the staple lengths 15/16 and 13/8 inches for American Upland cotton, (2) eliminate the practical forms for the staple lengths 1%6, 1%, and 1% inches for American Egyptian cotton and (3) change the official staple standards for American Egyptian cotton in the length 15/16 inches from a descriptive standard to a practical form.

(Sec. 10, 42 Stat. 1519, 7 U.S.C. 61. Interpret or apply sec. 6, 42 Stat. 1518, as amended, sec. 4854, 68A Stat. 580; 7 U.S.C. 56, 26 U.S.C.

Done at Washington, D.C., this 22d day of June 1960.

> ROY W. LENNARTSON, Deputy Administrator, Agricultural Marketing Service.

[FR. Doc. 60-5872; Filed, June 24, 1960; 8:51 a.m.]

### Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Valencia Orange Reg. 203]

### PART 922 - VALENCIA ORANGES GROWN IN ARIZONA AND DESIG-NATED PART OF CALIFORNIA

### Limitation of Handling

§ 922.503 Valencia Orange Regulation

(a) Findings. (1) Pursuant to the marketing agreement and Order No. 22, as amended (7 CFR Part 922), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Administrative Committee, established under the said marketing agreement and order, as amended, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such

effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on June 23, 1960.

(b) Order. (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., June 26, 1960, and ending at 12:01 a.m., P.s.t., July 3, 1960, are hereby fixed as follows:

(i) District 1: Unlimited movement;(ii) District 2: 400,000 cartons;

(iii) District 3: Unlimited movement. (2) All Valencia oranges handled during the period specified in this section are subject also to all applicable size restrictions which are in effect pursuant to this part during such period.

(3) As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said marketing agreement and order, as amended.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: June 24, 1960.

FLOYD F. HEDLUND, eputy Director, Fruit and Vegetable Division, Agricul-Deputy tural Marketing Service.

[F.R. Doc. 60-5979; Filed, June 24, 1960; 11:32 a.m.]

[Lemon Reg. 852]

### PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

### Limitation of Handling

§ 953.959 Lemon Regulation 852.

(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part 953; 23 F.R. 9053), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure. and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.) because the time intervening between the date when information upon which this section is based become available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held: the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on June 21, 1960.

(b) Order. (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., June 26, 1960, and ending at 12:01 a.m., P.s.t., July 3, 1960, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: 372,000 cartons; (iii) District 3: Unlimited movement.
- (2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended mar-

keting agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: June 23, 1960.

FLOYD F. HEDLUND, Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60-5962; Filed, June 24, 1960; 8:51 a.m.]

# Title 14—AERONAUTICS AND **SPACE**

Chapter III—Federal Aviation Agency

SUBCHAPTER E-AIR NAVIGATION REGULATIONS

[Airspace Docket No. 59-NY-59]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

#### Modification

On March 12, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 2107) stating that the Federal Aviation Agency was considering an amendment to § 600.6140 of the regulations of the Administrator which would modify VOR Federal airway No. 140 between Baltimore, Md., and Coyle, N.J.

As stated in the notice, Victor 140 would be realigned from the Baltimore VOR via a VOR to be installed approximately October 1, 1960, near Millville, N.J., at latitude 39°32'17" N., longitude 74°58'03" W., to the Coyle VOR. This modification will provide an additional route which will facilitate management of the heavy volume of air traffic operations between the Washington, D.C./Baltimore and the New York City, N.Y., terminal areas. It will also provide a more direct airway between Baltimore and Coyle, thereby reducing the airway distance between these points. This action will result in this segment of Victor 140 and its associated control areas being designated from the Baltimore VOR to the Coyle VOR via the Millville VOR. Subsequent to the issuance of the Notice. the commissioning date of the Millville VOR was rescheduled to December 15.

The Department of the Air Force objected to the modification of Victor 140 as proposed. They contended that this airway would result in considerable delay to IFR military operations at New Castle County Airport, Wilmington, Del., and Philadelphia, Pa., International Airport, since the proposed airway transits, in part, the same airspace utilized in penetration and departure procedures at these terminals. The Air Force cites an estimated 200 military jet and 350 military non-jet IFR operations at New Castle Airport monthly and cites past delays as well as forecasting an increase in delays in the future because of the proposed airway. In addition, the following comments were submitted; the benefit by air traffic control to be derived from this airway is questionable due to the extent to which activity in the Aberdeen, Md., Restricted Area (R-54) would prevent its use; the airspace this airway would traverse is used extensively by VFR flights of military jet aircraft operating locally from Philadelphia International, New Castle County; Dover Air Force Base, Dover, Del., and Martin Airport, Baltimore; New Castle VFR jet arrival and departure routes are established in this area to minimize low altitude flight on the airways; the airspace in question encompasses a part of the flight test areas approved for use by the Martin Company and Patuxent, Md.,

Naval Air Station; and IFR and VFR traffic resulting from the modification of this airway will impose severe restrictions upon Air Force activities and ad-

versely affect flight safety.

The Federal Aviation Agency feels that the modification of Victor 140 between Baltimore and Millville is an important adjunct to the airway configuration between the Washington/Baltimore and the New York City terminals. As an additional route, it will facilitate the movement of a heavy volume of air traffic operating between these terminals. This airway will transit the airspace encompassed by the jet penetration and departure procedures presently in effect at the New Castle and Philadelphia terminal; however, the air traffic activity figures do not represent an amount of air traffic which cannot effectively be accommodated by procedural methods. By virtue of Victor 140 transiting R-54, the airway will be utilized as a "parttime" airway and will not generate a full-time volume of traffic. With regard to the air traffic activity figures cited by the Air Force; New Castle County Airport activity figures, compiled from the Federal Aviation Agency Monthly Summary of Airport operations for a fifteenmonth period from January 1959, to March 1960, show a total of 102 Air Force instrument approaches and a total of 21,473 combined instrument operations. This is an average of less than 7 instrument approaches per month for all types of Air Force aircraft and represents an average of 1,431 combined air carrier, civil, and military operations monthly. Figures from the same report and period for Philadelphia International Airport, indicate a total of 240 Air Force instrument approaches and a total of 113,091 combined instrument operations. These figures represent an average of 16 instrument approaches per month for all types of Air Force aircraft and an average of 7,539 combined air carrier, civil and military operations monthly.

The Federal Aviation Agency is of the opinion that the modification to Victor 140 in this area is justified to support the volume of IFR operations and should not be relegated to a position subordinate to VFR activity. This action should not be withheld because of a segment of activity which is a part of the entire IFR complex and to which air traffic management procedures also apply. Therefore, the Federal Aviation Agency is modifying Victor 140 and its associated control areas as proposed in the notice.

The Air Transport Association and Air Line Pilots Association concurred in the proposed amendment. No other adverse comments were received.

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), the following action is taken:

In the text of § 600.6140 (24 F.R. 10517, 10876, 25 F.R. 630) "INT of the Baltimore VOR 035° and the New Castle VOR 257° radials; New Castle, Del., VOR; Woodstown, N.J., VOR; point of INT of the Woodstown VOR 106° and the Dover, Del., direct radial to the Coyle VOR; Coyle, N.J., VOR; to the Idlewild, N.Y., VOR. The portions of this airway which lie more than 3 miles either side of the centerline between the Coyle, N.J., VOR and the point of INT of the Coyle VOR 031° and the Colts Neck, N.J., VOR 073° radials are excluded. The portions of this airway which lie within the geographical limits of, and between the designated altitudes of, the Washington Prohibited Area (P-56) and the Aberdeen Restricted Area R-54 are excluded during these areas' times of designation." is deleted and "Millville, N.J., VOR; Coyle, N.J., VOR; to the Idlewild, N.Y., VORTAC. The portions of this airway which lie within the geographical limits of, and between the designated altitudes of, the Washington Prohibited Area (P-56) and the Fort Dix Restricted Area (R-25) are excluded during these areas' times of designation." is substituted therefor.

This amendment shall become effective 0001 e.s.t. January 12, 1961.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

D. D. Thomas, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5830; Filed, June 24, 1960; 8:45 a.m.]

[Airspace Docket No. 59-WA-154]

# PART 600—DESIGNATION OF FEDERAL AIRWAYS

### Modification

On September 12, 1959, a notice of proposed rule-making was published in the FEDERAL REGISTER (24 F.R. 7383) stating that the Federal Aviation Agency proposed to amend Section 600.6614 of the regulations of the Administrator by modifying a segment of VOR Federal airway No. 1514 between the Hanksville, Utah, VOR and the Gunnison, Colo., VOR via the La Sal, Utah, VOR.

VOR via the La Sal, Utah, VOR.

As stated in the notice, VOR Federal alrway No. 1514 presently extends from San Francisco, Calif., to New York, N.Y. The distance between the Hanksville VOR and the Gunnison VOR is 172 miles. In order to provide more precise navigational guidance, Victor 1514 is being realigned via the La Sal VOR. Such action will result in Victor 1514 being designated from the Hanksville VOR to the Gunnison VOR via the La Sal VOR. The control areas associated with Victor 1514 are so designated as to conform automatically to the modified airway. Accordingly, no amendment relating to such control areas is necessary.

An objection was received from the Department of the Air Force based on the modified Victor 1514 airway conflicting with a Strategic Air Command low altitude refueling area called "Deadwood." They also recommended that the implementation of the final rule modifying Victor 1514 be delayed until a coordinated, mutually satisfactory segregation plan could be formulated. The

Federal Aviation Agency recognizes that the modified Victor 1514 will penetrate the "Deadwood" refueling area. However, any air traffic control problem that may exist between refueling operations and air traffic on the modified Victor 1514 will be resolved procedurally by the appropriate air route traffic control center.

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) § 600.6614 (24 F.R. 10529, 25 F.R. 635) is amended as follows:

In the text of § 600.6614 VOR Federal airway No. 1514 (Half Moon Bay, Calif., to New York, N.Y.), delete "Hanksville, Utah, VOR; Gunnison, Colo., VOR;" and substitute therefor "Hanksville, Utah, VOR; Ia Sal, Utah, VOR; Gunnison, Colo., VOR;"

This amendment shall become effective 0001 e.s.t. August 25, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

D. D. Thomas, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5831; Filed, June 24, 1960; 8:45 a.m.]

[Airspace Docket No. 59-NY-55]

# PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL A R E A S , CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

### Modification of Federal Airway, Associated Control Areas and Control Area Extension

On March 9, 1960, a notice of proposed rule making was published in the Fen-ERAL REGISTER (25 F.R. 2018) stating that the Federal Aviation Agency proposed to revoke the segment of Blue Federal airway No. 18 from the intersection of the northwest course of the New York, N.Y. (La Guardia) radio range with the southwest course of the Poughkeepsie, N.Y., radio range to the Albany, N.Y., radio range. Concurrently, the Newburgh, N.Y., control area extension would be redescribed to delete any reference to Blue 18. The Department of the Air Force offered no objections but recommended that the Poughkeepsie, N.Y., radio range continue to be shown on aeronautical charts. The revocation of Blue 18 will not result in the decommissioning of the Poughkeepsie radio range and it will continue to be depicted on aeronautical charts.

The Air Transport Association of America concurred in the action provided that the eastern boundary of the

Newburgh, N.Y., control area extension be redefined as the western edge of the Victor airway planned between Albany and the proposed Clermont, N.Y., VOR.

The eastern boundary of the Newburgh control area extension, as proposed in the notice (a line from its point of intersection with VOR Federal airway No. 270 at latitude 42°10'00" N., longitude 73°55'00" W., to the point of intersection with the New York, N.Y., control area extension at latitude 41°47′10′′ N., longitude 73°55′00′′ W.), does coincide with the western edge of the proposed Victor airway (VOR Federal airway No. 489) between Albany and the proposed Clermont VOR. However, Victor 489 will not become effective until February 9. 1961 (Airspace Docket No. 59-WA-414, 25 F.R. 3816) and it is not in the public interest to delay the redesignation of the Newburgh control area extension until that date when it can be accomplished at the present time with the use of geographical coordinates.

No other adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), and for the reasons stated in the Notice, §§ 600.618 (24 F.R. 10500), 601.618 (24 F.R. 10546), 601.4618 (24 F.R. 10596) and 601.1470 (24 F.R. 10570) are amended to read:

§ 600.618 Blue Federal airway No. 18 (Albany, N.Y., to Burlington, Vt.).

From the Albany, N.Y., RR to the Burlington, Vt., RR.

§ 601.618 Blue Federal airway No. 18 control areas (Albany, N.Y., to Burlington, Vt.).

All of Blue Federal airway No. 18.

§ 601.4618 Blue Federal airway No. 18 (Albany, N.Y., to Burlington, Vt.).

No reporting point designation.

§ 601.1470 Control area extension (Newburgh, N.Y.).

The airspace north of Stewart AFB bounded on the N by VOR Federal airway No. 270, on the E by a line from its point of INT with VOR Federal airway No. 270 at latitude 42°10′00′′ N., longitude 73°55′00′′ W., to the point of INT with the New York, N.Y., control area extension (§ 601.1066) at latitude 41°47′10′′ N., longitude 73°55′00′′ W., and on the S and W by the New York control area extension.

These amendments shall become effective 0001 e.s.t. August 25, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

D. D. THOMAS, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5833, Filed, June 24, 1960; 8:46 a.m.]

[Airspace Docket No. 59-LA-84]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601-DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEG-MENTS

### Modification of Federal Airway, Revocation of Federal Airway and **Associated Control Areas**

On March 5, 1960, a notice of proposed rule making was published in the Fen-ERAL REGISTER (25 F.R. 1962) stating that the Federal Aviation Agency proposed to modify the segment of VOR Federal airway No. 19 between Las Vegas, N. Mex., and Pueblo, Colo., by redesignating it via a VOR to be commissioned approximately May 1, 1960, near Cimaron, N. Mex.; to designate an east alternate to Victor 19 from Cimarron to Pueblo via the intersection of the Cimarron VOR 026° True and the Pueblo VOR 176° True radials; to revoke Victor 19 east alternate from Las Vegas to Raton, N. Mex.; and to revoke in its entirety VOR Federal airway No. 197 and its associated control areas. Subsequent to the publication of the notice, the commissioning date of the Cimarron VOR was rescheduled to August 25, 1960.

On March 29, 1960, a modification to the notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 2646) stating that the Federal Aviation Agency was amending its original proposal by designating the new east alternate to Victor 19 from Cimarron to Pueblo via the intersection of the Cimarron VOR 053° True and the Pueblo VOR 176° True radials. The period for submitting written data, views or arguments was extended to April 30, 1960.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all rele-

vant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the Notice, Parts 600 (24 F.R. 10487), 601 (24 F.R. 10530) and § 600.6019 (24 F.R. 10508) are amended as follows:

- 1. In the text of § 600.6019 "Raton, N. Mex., omnirange station, including an east alternate; Pueblo, Colo., omnirange station;" is deleted and "Cimarron, N. Mex., VOR; Pueblo, Colo., VORTAC, including an E alternate via the INT of the Cimarron VOR 053° True and the Pueblo VORTAC 176° True radials"; is substituted therefor.
- 2. Section 600.6197 VOR Federal airway No. 197 (Las Vegas, N. Mex., to Pueblo, Colo.). is revoked.
- 3. Section 601.6197 VOR Federal airway No. 197 control areas (Las Vegas, N. Mex., to Pueblo, Colo.). is revoked.

These amendments shall become effective 0001 e.s.t. August 25, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

> D. D. THOMAS. Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5832; Filed, June 24, 1960; 8:46 a.m.]

[Airspace Docket No. 60-WA-113]

### PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA. CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEG-

### Extension of Federal Airway and Associated Control Areas

The purpose of these amendments to §§ 600.6244 and 601.6244 of the regulations of the Administrator is to extend VOR Federal airway No. 244, and its associated control areas from Pueblo.

Colo., to Russell, Kans.

Victor 244 presently extends from Oakland, Calif., to Pueblo. The Federal Aviation Agency is extending this airway from the Pueblo VOR to the Russell VOR via the Lamar, Colo., VOR. This extension will overlie the same airspace now occupied by existing airways from Pueblo to Russell, however, this modification will simplify flight planning and permit more efficient air traffic management by providing a single numbered low altitude airway between these two terminals. Such action will result in Victor 244, and its associated control areas extending from Oakland, Calif., to Russell, Kans.

Since this action will not involve the designation of additional airspace, compliance with the notice, public procedure. and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), the following actions are taken:

- 1. In § 600.6244 (24 F.R. 10523, 25 F.R. 107, 25 F.R. 635), the following changes are made:
- (a) In the caption "(Oakland, Calif., to Pueblo, Colo.)." is deleted and "(Oakland, Calif., to Russell, Kans.)" is substituted therefor.
- (b) In the text "to the Pueblo, Colo., VOR." is deleted and "Pueblo, Colo., VOR; Lamar, Colo., VOR; to the Russell, Kans., VOR." is substituted therefor.
- 2. In the caption of § 601.6244 (25 F.R. 635) "(Oakland, Calif., to Pueblo, Colo.)" is deleted and "(Oakland, Calif., to Russell, Kans.)" is substituted therefor.

These amendments shall become effective 0001 e.s.t. August 25, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

> D. D. THOMAS. Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5829; Filed, June 24, 1960; 8:45 a.m.]

[Airspace Docket No. 60-WA-157]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEG-MENTS

### **Revocation of Control Area Extension**

The purpose of this amendment to Part 601 of the regulations of the Administrator is to revoke the Burlington, Vt., control area extention.

The Burlington control area extension is designated within the same airspace as Restricted Area/Military Climb Corridor (R-540) associated with the Ethan Allen Air Force Base, Burlington. This restricted area has been revoked in Airspace Docket No. 59-WA-230 (25 F.R. 4377). Therefore, the Federal Aviation Agency is revoking the control area extension associated with the climb corridor

Since this amendment imposes no additional burden on any person, notice and public procedure hereon are unnecessary, and it may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), Part 601 (24 F.R. 10530) is amended as follows:

Section 601.1220 Control area extension (Burlington, Vt.). is revoked.

This amendment shall become effective upon the date of publication in the FEDERAL REGISTER.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 Ù.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

D. D. THOMAS, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5827; Filed, June 24, 1960; 8:45 a.m.]

[Airspace Docket No. 59-NY-38]

PART 601-DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEG-

### **Designation of Control Zone**

On January 6, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 83) stating that the Federal Aviation Agency was proposing an amendment to Part 601 of the Regulations of the Administrator

which would designate a control zone at Godman Army Air Field, Fort Knox, Ky.

As stated in the Notice, no control zone is designated for Godman AAF. The control zone will be designated within a 5-mile radius of the Godman AAF, with an extension 2 miles either side of a line bearing 354° True from the Fort Knox radio beacon extending from the radio beacon to a point 12 miles north of the radio beacon, excluding that portion which would overlie the Fort Knox Restricted Area (R-64). Subsequent to publication of the Notice, the Federal Aviation Agency was designated the controlling agency of the Fort Knox Restricted Area (R-64), therefore, it is no longer necessary to exclude that portion of the control zone which coincides with the restricted area. This control zone will provide protection to aircraft conducting approaches to and departing Godman AAF during instrument flight rule conditions.

The Aircraft Owners and Pilots Association objected to the control zone extension to the north as "The need for flight of aircraft at an altitude below 1000 feet above the ground at a distance beyond 5 miles from the field is not established in this proposal." However, in accordance with the prescribed ADF instrument approach, the procedure turn is completed at 2000 feet MSL within 10 nautical miles and then descent is made to cross the radio beacon at 1500 feet MSL which is only 747 feet above the surface of the airport. Therefore, the Federal Aviation Agency considers that the control zone extension, based on the 354° True bearing from the radio beacon, is required for the full protection of the instrument approach.

No other adverse comments were received regarding the proposed amendment. The Department of the Army, Air Line Pilots Association and Air Transport Association concurred in the proposal as published.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), Part 601 (24 F.R. 10530) is amended by adding the following section:

### § 601.2464 Fort Knox, Ky., control zone.

Within a 5-mile radius of geographical center of Godman AAF (latitude 85°58'15'' N., longitude 37°54'25'' W.) Fort Knox, Ky., and within 2 miles either side of a line bearing 354° True extending from the Fort Knox RBN to a point 12 miles N.

This amendment shall become effective 0001 e.s.t. August 25, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on June 16, 1960.

D. D. Thomas, Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-5828; Filed, June 24, 1960; 8:45 a.m.]

No. 124---3

# Title 33—NAVIGATION AND NAVIGABLE WATERS

FEDERAL REGISTER

Chapter II—Corps of Engineers, Department of the Army

PART 202—ANCHORAGE REGULATIONS

# PART 207—NAVIGATION REGULATIONS

### St. Johns River, Florida, and Little Creek, Virginia

1. Pursuant to the provisions of section 7 of the River and Harbor Act of March 4, 1915 (38 Stat. 1053; 33 U.S.C. 471), § 202.183 establishing and governing the use and navigation of anchorages in St. Johns River, Florida is hereby amended by revising paragraph (a) to read as follows:

### § 202.183 St. Johns River, Fla.

(a) The anchorage grounds—(1) Anchorage A. Beginning at the west shore and at the south side of Fuller Warren Bridge, latitude 30°18′58″, longitude 81°40′30″; thence easterly along the south side of said bridge to the easterly shoreline at latitude 30°18′47″, longitude 81°39′52″; thence southerly along the easterly shoreline and along a portion of a straight line extending N. 00°15′ E. from Point La Vista to latitude 30°17′48″, longitude 81°39′52″; thence to the westerly shoreline at Winter Point and northeasterly along the westerly shoreline to Fuller Warren Bridge.

(2) Anchorage B. Beginning at Point La Vista, latitude 30°16'48", longitude 81°39'54"; thence to latitude 30°16'52", longitude 81°40'54"; thence to latitude 30°17'48", longitude 81°40'45"; thence east to longitude 81°39'52"; thence S. 00°15' W. to Point La Vista.

(3) Anchorage C. Shoreward of a line located as follows: Beginning at a point on the south shore westerly of the entrance to Miller Creek at longitude 81°38′15′′; thence north 300 yards; thence east to longitude 81°37′40′′; thence to latitude 30°19′06′′, longitude 81°47′27′′; thence east to longitude 81°37′02′′; thence south to Empire Point.

(4) Anchorage D. Bounded on the west by a line along the easterly side of Terminal Channel and bounded on the east by a line along the westerly side of Arlington Cut. Beginning at a point at latitude 30°19'30'', longitude 81°37'25''; thence to latitude 30°20'07'', longitude 81°37'18''; thence to latitude 30°20'00'', longitude 81°37'05''; thence to latitude 30°19'20'', longitude 81°37'17''; thence to the point of beginning. No vessels shall anchor within 300 feet of Terminal Channel or Arlington Cut.

(5) Anchorage E. Beginning at a point near the easterly shore of the river at latitude 30°21'42", longitude 81°36'52"; thence west to longitude 81°37'15"; thence north to latitude 30°22'07"; thence to the point of beginning.

(6) Anchorage F. Shoreward of a line located as follows: Beginning at a point on the east shore at latitude 30°21'42", longitude 81°36'45"; thence west to longitude 81°36'52"; thence to latitude 30°22'07", longitude 81°37'15"; thence N. 56°15' E. to the east shore.

[Regs., 10 June 1960, 285/91-ENGCW-O] (Sec. 7, 38 Stat. 1053; 33 U.S.C. 471)

2. Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.157a is hereby prescribed to govern the speed of vessels in Little Creek, Virginia, as follows:

#### § 207.157a Little Creek, Va.; speed.

No vessel shall proceed at a speed exceeding five knots in that part of Fishermans Cove (Northwest Branch of Little Creek) between the highway bridge on U.S. Route 60 and the mouth of the Cove.

[Regs., June 10, 1960, 285/91—ENGCW-O] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

Bruce Easley, Major General, U.S. Army, Acting The Adjutant General.

[F.R. Doc. 60-5826; Filed, June 24, 1960; 8:45 a.m.]

### Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B-FOOD AND FOOD PRODUCTS

PART 120—TOLERANCES AND EX-EMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COM-MODITIES

### Tolerance for Residues of Ethoxyquin

A petition was filed with the Food and Drug Administration by Monsanto Chemical Company, St. Louis, Missouri, requesting the establishment of tolerances for residues of ethoxyquin (1,2-dihydro-6-ethoxy-2,2,4-trimethylquinoline) in or on apples and pears, at 3 parts per million.

The Secretary of Agriculture has certified that this pesticide chemical is useful on apples, but not on pears, for the purposes for which a tolerance is being established.

After consideration of the data submitted in the petition and other relevant material which show that the tolerance established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health. Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR, 1959 Supp., 120.7(g)), the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR, 1959 Supp., Part 120) are amended by adding thereto the following new section:

### § 120.178 Tolerances for residues of ethoxyquin.

A tolerance of 3 parts per million is established for residues of ethoxyquin (1,2 - dihydro-6-ethoxy-2,2,4-trimethylquinoline) in or on apples.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FED-ERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective upon publication in the FEDERAL REGISTER.

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: June 17, 1960.

[SEAL.] GEO. P. LARRICK, Commissioner of Food and Drugs.

[F.R. Doc. 60-5848; Filed, June 24, 1960; 8:47 a.m.]

### PART 120-TOLERANCES AND EX-EMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COM-**MODITIES**

### Extension of Effective Date of Public Law 86-139 as It Affects Section 408 of the Federal Food, Drug, and Cosmetic Act

Under the authority provided in Public Law 86-139 (73 Stat. 388, 7 U.S.C. 135 et seq.), the Commissioner of Food and Drugs has extended the effective date of this statute as it affects section 408 of the Federal Food, Drug, and Cosmetic Act for certain specified uses of nematocides, plant regulators, defoliants, or desiccants (25 F.R. 2836, 25 F.R. 3351, 25 F.R. 4864). The lists previously published in § 120.35 are hereby amended by adding thereto the following new items:

§ 120.35 Extension of effective date of Public Law 86-139 as it affects section 408 of the Federal Food, Drug, and Cosmetic Act.

Sodium chlorate\_\_\_\_\_ On dry beans as desiccant and defoliant. On sorghum as desiccant.

Sodium salt of p-On tomatoes to inchlorophenoxy acecrease fruit set. tic acid.

S,S,S-Tributyl phos- On cotton as defoliphorotrithioate.

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since extensions of time, under certain conditions, for the effective date of the Nematocide, Plant Regulator, Defoliant, and Desiccant Amendment of 1959 were contemplated by the statute as a relief of restrictions on the agricultural industry.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 701(a), 52 Stat. 1055, as amended; 21 U.S.C. 371(a). Applies sec. 3(b), Public Law .86-139 (73 Stat. 288; 7 U.S.C. 135 et seq.))

Dated: June 17, 1960.

[SEAL] GEO. P. LARRICK, Commissioner of Food and Drugs.

[F.R. Doc. 60-5849; Filed, June 24, 1960; 8:47 a.m.]

# Title 15—COMMERCE AND FOREIGN TRADE

Chapter II—National Bureau of Standards, Department of Commerce

SUBCHAPTER A-TEST FEE SCHEDULES

### PART 204-ATOMIC AND **RADIATION PHYSICS**

SUBCHAPTER B-STANDARD SAMPLES AND REFERENCE STANDARDS

### PART 230—STANDARD SAMPLES AND REFERENCE STANDARDS ISSUED BY THE NATIONAL BUREAU OF **STANDARDS**

### Miscellaneous Amendments

In accordance with the previsions of section 4 (a) and (c) of the Administrative Procedure Act, it has been found that notice and hearing on these schedules of fees are unnecessary for the reason that such procedures, because of the nature of these rules, serve no useful purpose. These amendments are effective from June 20, 1960.

1. Section 204.901—Calibration of gamma-emitting samples, is amended to read as follows:

### § 204.901 Calibration of gamma-emitting samples.

Item	Description	Fee
204, 901a	Calibration of gamma-emitting radi- oactive samples that conform to the physical, chemical and activ- ity-level specifications for measure- ment in the National Bureau of Standards gamma ionization chamber	\$32.00

(1) 100-300 micrograms radium, calibration in terms of micrograms of radium content measured relative to the National Radium Standard. See § 204.134-1, 2, 3, 4, 5li for pertinent information.

(2) Chemically stable solutions of the following nuclides can be measured:

i. 50-100 microcuries of sodium-22, sodium-24, scandium-46, cobalt-60, strontium-85, niobium-95, cesium-137/barium-137.

ii. 150-300 microcuries of iron-59, iodine-131, tantalum-182, gold-198, mercury-203.

ii. 150-300 microcuries of iron-59, iodine-131, tantalum-182, gold-198, mercury-203.
iii. 300-600 microcuries of potassium-42.
Solution should be 5 ml in volume and fiame-scaled in a glass vial or ampoule of O.D. 16.0±0.5 mm, wall thickness approximately 0.5 mm. New postal regulations, effective May 20, 1988 (see 23 F.R. 2221, April 4, 1988) permit the mailing of nuclides listed in the activity range specified.
(3) Requests for these tests should be submitted, with full details for consideration.

full details for consideration.

2. In Subpart B-Standard Samples and Reference Standards with Schedule of Weights and Fees, § 230.11-Descriptive list, a new paragraph (ee) Metal organic standards, is added to read as follows:

§ 230.11 Descriptive list.

(ee) Metal organic standards.

Sample No.	Description	Approximate weight of sample in grams	Price per sample
1050	Aluminum cyclohexane- butyrate.	5	\$6.00
1051	Barium cyclohexanebu-	5	6.00
1052	tyrate. Bis(1-phenyl-13-butanediono)-oxo-vanadium	5	6.00
1053	(IV). Cadmium cyclohexane- butyrate.	5	6.00
1054	Calcium cyclohexane- butyrate.	5	6,00
1055	Cobalt cyclohexanebutyr-	5	6.00
1056	Cupric cyclohexanebutyr- ate.	5	6.00
1057	Dibutyltin bis(2-ethyl- hexanoate).	5	6.00
1058	Ferric cyclohexanebutyr-	5	6.00
1059	ate. Lead cyclohexanebutyr-	5	6.00
1060	Lithium cyclohexane- butyrate.	5	6.00
1061	Magnesium eyclohexane- butyrate.	5	6.00
1062	Manganous cyclohexane- butyrate.	5	6.00
1063	Menthyl borate	5	6.00
1064	Mercuric cyclohexane- butyrate.	5	6.00
1065	Nickel cyclohexanebutyr-	5	6.00
1066	Octaphenyl cyclotetrasi- loxane.	5	6.00
1067	Potassium cyclohexane- butyrate.	5	6.00
1068	Silver cyclohexanebutyr-	.5	6.00
1069	Sodium cyclohexane-	5	6.00
1070	butyrate. Strontium cyclohexane-	5	6.00
1071	butyrate. Triphenyl phosphate	5	6.00
1072	Tris(2-hydroxyacetophe- nono) chromium(III),	5	6.00
1073	Zinc cyclohexanebutyrate.	5	6.00

(Sec. 9, 31 Stat. 1450, as amended: 15 U.S.C. 277. Interprets or applies sec. 7, 70 Stat. 959; 15 U.S.C. 275a)

[SEAL]

A. V. ASTIN, Director.

[F.R. Doc. 60-5798; Filed, June 24, 1960; 8:45 a.m.l

# Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX-PUBLIC LAND ORDERS

[Public Land Order 2132]

[Anchorage 044476]

### **ALASKA**

### Transferring Land From Fish and Wildlife Service to Bureau of Public Roads

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described tract of land in Alaska, which is a portion of the land withdrawn and reserved by Public Land Order No. 1615 of April 15, 1958, for use of the Fish and Wildlife Service as the Dillingham Administrative Site, is hereby transferred from the Fish and Wildlife Service to the Bureau of Public Roads, Department of Commerce, for use as a maintenance depot site:

#### DILLINGHAM AREA

A portion of United States Survey 2262 described as follows:

Beginning at Corner No. 1, United States

Survey No. 2262, thence N. 7°15' W., 8.33 chains along the line common to United States Surveys Nos. 155 and 2262;

N. 82°30′ E., 3.03 chains; S. 10°30′ E., 5.75 chains;

South, 3.00 chains to a point on the South boundary of United States Survey No.

West, 3.00 chains to the point of beginning.

The tract described contains 2.72 acres.

JUNE 21, 1960.

ROGER ERNST. Assistant Secretary of the Interior. [F.R. Doc. 60-5834; Filed, June 24, 1960; 8:46 a.m.]

# Title 38—PENSIONS, BONUSES. AND VETERANS' RELIEF

Chapter I—Veterans Administration PART 3-VETERANS CLAIMS

**Examination and Evaluation** 1. Section 3.76 is revised to read as follows:

§ 3.76 Original examination for disability compensation or pension.

In original claims for disability compensation or pension, either for peacetine or wartime service, service-connected or otherwise, an examination will be authorized when there is acceptable evidence of record establishing the reasonable probability of a valid claim. No initial rating for compensation or pension will be made without first obtaining an official Veterans Administration examination except in the following instances:

(a) A claim filed within 6 months from date of separation may be rated initially on the records of the service department if they are adequate for rating purposes.

(b) Properly authenticated records from State, county, municipal, other Government hospitals or recognized private institutions (listed by the American Hospital Association or certified by the Veterans Administration Director, Outpatient Clinic or his physician designee) will be accepted if adequate for rating purposes.

(c) A statement from a private physician which is adequate for rating purposes may be accepted for rating the pénsion claim of a veteran not younger than age 65. If the statement is not adequate for rating, but establishes reasonable probability of a valid claim, an official examination will be authorized.

(d) A statement from a private physician may be accepted for rating the pension claim of a veteran of any age where the following conditions are met:

(1) The statement includes clinical manifestations and substantiation of the diagnosis by findings of diagnostic techniques generally accepted by medical authorities, such as pathological studies, X-rays or laboratory tests, as appropri-

(2) The statement shows permanent total disability precluding travel and requiring bedside examination. This is intended to be limited to serious illness cases where the evidence shows that recovery is doubtful such as cancer, cerebral vascular accidents, coronary occlusions or thrombosis.

2. In § 3.142, the headnote and paragraph (a) are amended to read as follows:

§ 3.142 Special action where evaluations provided under the rating schedule, 1945 (Loose Leaf Edition), are considered inadequate or excessive.

(a) Exceptional cases to which the application of the 1945 schedule (Loose Leaf Edition) is not understood, or with regard to which the evaluation under the schedule is considered inadequate or excessive, may be submitted by the field station for advisory opinion or for reevaluation, to the Director, Compensation and Pension Service, Central Office. Questionable special monthly compensation cases and cases involving severe disabilities considered total, but for which current procedure does not authorize a total rating, will be similarly submitted. The effective date of the evaluation granting or increasing benefits will be in accordance with the facts found but not earlier than the date of claim.

(72 Stat. 1114; 38 U.S.C. 210)

[SEAL] BRADFORD MORSE, Deputy Administrator.

[F.R. Doc. 60-5861; Filed, June 24, 1960; 8:49 a.m.]

# Proposed Rule Making

### DEPARTMENT OF LABOR

[ 29 CFR Parts 8, 9 ]
SHIP REPAIRING AND LONGSHORING

### Safety and Health Regulations

Pursuant to section 41 of the Longshoremen's and Harbor Workers' Compensation Act (44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941), safety and health regulations for the ship repair and longshore industries have heretofore been issued. Reexamination of these regulations and initial experience in their administration and enforcement has indicated need for certain editorial and substantive revision. Accordingly, notice is hereby given in accordance with section 4(a) of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003(a)) that I propose to amend 29 CFR Parts 8 and 9 as hereinbelow set out under authority expressed in sections 30 and 41 of the Longshoremen's and Harbor Workers' Compensation Act as amended (44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 930 and 941). Any person interested in the proposed amendments may file a written statement of data, views and argument with Arthur W. Motley, Director, Bureau of Labor Standards, United States Department of Labor, Washington 25, D.C., within 15 days after this proposal is published in the FEDERAL REGISTER. All such statements will be considered carefully in determining the final disposition to be made of the following proposed amendments:

1. In order to conform the heading of § 8.1 to the preferable one stated in the table of contents as it appeared in 25 F.R. 1543, the heading of 29 CFR 8.1 is amended to read as follows:

### § 8.1 Purpose and authority.

2. In order to simplify its text, 29 CFR 8.2(a) is amended to read as follows:

### § 8.2 Scope and responsibility.

\* .

(a) The responsibility for compliance with the regulations in this Part 8 is placed on the "employer" as defined in 29 CFR 8.3(c).

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

- 3. In order to take advantage of the precision afforded by the definition in 29 CFR 8.3(j), 29 CFR 8.3(c) is amended by deleting the word "services" and substituting the word "employments" so that paragraph (c) will read as follows:
- (c) The term "employer" means an employer any of whose employees are employed, in whole or in part, in ship repair or related employments as defined in this section within the Federal Maritime jurisdiction on the navigable waters

of the United States, including dry docks and marine railways.

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

- 4. In order to make 29 CFR 8.7 available for the substance of a new section, the present 29 CFR 8.7 is renumbered 29 CFR 8.8.
- 5. In order to provide for notification of serious accidents in time for an investigation of their causes before the circumstances have changed substantially, a new 29 CFR 8.7 is provided to read as follows:

# § 8.7 Notification of accidents resulting in fatalities or serious injuries.

Within 48 hours after the occurrence of an accident causing the death of an employee or resulting in an employee's admission to a hospital as a bed patient. the employer shall file a copy of Bureau of Employees' Compensation Form US-202 (approved by Budget Bureau No. 44-R 887.2) with the Field Safety Consultant of the Bureau of Labor Standards serving the area where the accident occurred (in addition to such filing as is required by 20 CFR 31.3) unless prior thereto and as soon after the accident as feasible the employer has given oral or written notice of the accident to the person in charge of such office in sufficient detail to permit the accident to be identified readily.

(44 Stat. 1444; 33 U.S.C. 930)

6. In order to correct a typographical error the reference in 29 CFR 8.31(d) (1) (ii) to § 8.36(c) is amended to refer to § 8.36(e), so that as amended 29 CFR 31(d) (1) (ii) will read as follows:

# § 8.31 Ventilation and protection in welding, cutting, and heating.

(d) Inert-gas metal-arc welding. (1) \* \* \*

(ii) Helpers and other employees in the area not protected from the arc by screening as provided in § 8.36(e) shall be protected by filter lenses meeting the requirements of § 8.81 (a) and (c). When two or more welders are exposed to each other's arc, filter lens goggles of a suitable type meeting the requirements of § 8.81 (a) and (c) shall be worn under welding helmets or hand shields to protect the welder against flashes and radiant energy when either the helmet is lifted or the shield is removed.

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

7. In order to correct an inadvertence the reference in 29 CFR 8.33(b) to "paragraph (c) (1) and (2) of this section" is amended to refer to § 8.31(c) (1) and (2), so that as amended 29 CFR 8.33(b) will read as follows:

§ 8.33 Welding, cutting and heating in way of preservative coatings.

(b) When welding, cutting or other heating must be done in locations inaccessible to removal of preservatives containing toxic materials, the precautions specified in § 8.31(c) (1) and (2) shall be taken.

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

- 8. In order to correct a typographical error, the heading of paragraph (c) *Manifolds* of § 8.35 is amended to read: (e) *Manifolds*.
- 9. In order to eliminate the requirement of labeling hoses otherwise distinguishable and to make it clear that separate hoses for fuel and oxygen are required, 29 CFR 8.35(f)(1) is amended to read as follows:

### § 8.35 Gas welding and cutting.

(f) Hose. (1) Fuel gas hose and oxygen hose shall be easily distinguishable from each other. The contrast may be made by different colors or by surface characteristics readily distinguishable by the sense of touch. Oxygen and fuel gas hoses shall not be interchangeable. A single hose having more than one gas passage, a wall failure of which would permit the flow of one gas into the other gas passage, shall not be used.

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

10. In order to extend 29 CFR 8.45 to graving docks and add certain technical detail, 29 CFR 8.45 is revised to read as follows:

# § 8.45 Access to and guarding of dry docks.

(a) A gangway, ramp, or permanent stairway of not less than 20 inches walking surface, of adequate strength, maintained in safe repair and securely fastened, shall be provided between a floating dry dock and the pier or bulkhead.

(b) Each side of such gangway, ramp or permanent stairway, including those which are used for access to wingwalls from dry dock floors, shall have a railing with a midrail. Such railings on gangways or ramps shall be approximately 42 inches in height; and railings on permanent stairways shall be not less than approximately 30 nor more than approximately 34 inches in height. Rails shall be of wood, pipe, chain, wire, or rope and shall be kept taut at all times.

(c) Railings meeting the requirements of paragraph (b) of this section shall be provided on the means of access to and from the floors of graving docks.

(d) Railings approximately 42 inches in height, with a mid-rail, shall be provided on the edges of wingwalls of floating dry docks and on the edges of graving docks.

- (e) When employees are working on the floor of a floating dry dock where they are exposed to the hazard of falling into the water, the end of the dry dock shall be equipped with portable stanchions and 42-inch railings with a midrail. When such a railing would be impractical or ineffective, other effective means shall be provided to prevent men from falling into the water.
- 11. In order to correct a typographical error the reference in 29 CFR 8.54 to § 8.31(b) (4) is amended to refer to § 8.31(b) (3), so that the amended 29 CFR 8.54 will read as follows:

# § 8.54 Work in confined or isolated spaces.

When any work is performed in a confined space, except as provided in § 8.31(b)(3), or when an employee is working alone in an isolated location, frequent checks shall be made to ensure the safety of the employees.

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

- 12. In order to correct an inadvertence, paragraphs (b) and (c) of § 8.62 are designated paragraphs (b) and (c) of § 8.63.
- 13. In order to correct an inadvertence by reversing the 30° and 60° bridle or basket hitch columns in tables G-3 and G-5 and to provide certain additional detail in table G-6, tables G-3, G-5, and G-6 in 29 CFR 8.63 are amended in accordance with the tables which appear below.
- 14. In order to provide a minimum distance between the work rests and grinder wheel and in order to clarify certain nomenclature, 29 CFR 8:74(b) is amended to read as follows:

### § 8.74 Abrasive wheels.

(b) Floor and bench mounted grinders shall be provided with work rests which are rigidly supported and readily adjustable. Such work rests shall be kept a distance not to exceed 1/8 inch from the surface of the wheel.

(44 Stat. 1444, as amended, 72 Stat. 835; 33 U.S.C. 941)

15. In order to conform the heading of § 9.1 to the preferable one stated in the table of contents as it appeared in 25 F.R. 1565, the heading of 29 CFR 9.1 is amended to read as follows:

### § 9.1 Purpose and authority.

16. In order to simplify its text and conform its structure to the comparable provision concerning ship repair (29-CFR 8.2), 29 CFR 9.2 is amended to read as follows:

### § 9.2 Scope and responsibility.

- (a) The responsibility for compliance with the regulations of this part is placed upon "employers" as defined in § 9.3(c) of this part.
- (b) It is not the intent of the regulations of this part to place additional responsibilities or duties on owners, operators, agents or masters of vessels unless such persons are acting as employers, nor is it the intent of these regu-

(e) When employees are working on lations to relieve such owners, operators, in accordance with (1) the requirements of a floating dry dock where agents or masters of vessels from responsely are exposed to the hazard of falling sibilities or duties now placed upon them to the water, the end of the dry dock by law, regulation or custom.

In accordance with (1) the requirements of International Labor Organization Convention No. 32, and (2) the recommendations of the International Labor

- 17. In order to make 29 CFR 9.7 available for the substance of a new section, the present 29 CFR 9.7 is renumbered 29 CFR 9.8.
- 18. In order to provide for notification of serious accidents in time for an investigation of their causes before the circumstances have changed substantially, a new section § 9.7 is provided to read as follows:

# § 9.7 Notification of accidents resulting in fatalities or serious injuries.

Within 48 hours after the occurrence of an accident causing the death of an employee or resulting in an employee's admission to a hospital as a bed patient. the employer shall file a copy of Bureau of Employees' Compensation Form US-202 (approved by Budget Bureau No. 44-R 887.2) with the Field Safety Consultant of the Bureau of Labor Standards serving the area where the accident occurred (in addition to such filing as is required by 20 CFR 31.3) unless prior thereto and as soon after the accident as feasible the employer has given oral or written notice of the accident to the person in charge of such office in sufficient detail to permit the accident to be identified readily.

.(44 Stat. 1444; 33 U.S.C. 930)

19. In order to make compliance with the recommendations of the International Labor Office mandatory, 29 CFR 9.12(a) is amended to read as follows:

#### § 9.12 Gear certification.

(a) The employer shall not use the ship's cargo handling gear until he has ascertained that the vessel has a current and valid cargo gear register and certificates indicating that the cargo gear has been tested, examined and annealed

in accordance with (1) the requirements of International Labor Organization Convention No. 32, and (2) the recommendations of the International Labor Office concerning the procedures to be followed in testing, examining and annealing cargo gear, which are contained in Appendix I of this Part 9. The forms of registers and certifications shall be essentially in accordance with the sample forms.

20. In order to exempt safety hooks from the limitation on the use of hooks generally in 29 CFR 9.42(b), paragraph (b) is amended to read as follows:

### § 9.42 Beam and pontoon bridles.

- (b) Bridles for lifting hatch beams or strongbacks shall be equipped with toggles, shackles, or other safe devices. Toggles, when used, shall be at least one inch longer than twice the longest diameter of the holes into which they are placed. Hooks, other than safety hooks, may be used only when they are hooked into the standing part of the bridle.
- 21. In order to correct an inadvertance by reversing the 30° and 60° bridle or basket hitch columns in tables G-3 and G-5 and to provide certain additional detail in table G-6, tables G-3, G-5, and G-6 in 29 CFR 9.63 are amended in accordance with the tables which appear below.
- 22. In order to correct a typographical error, the heading of Form No. 3 in Appendix I of 29 CFR Part 9 is amended to read as follows:

Test Certificate No. \_\_\_\_ Form No. 3

CERTIFICATE OF TEST AND EXAMINATION OF CRANES OR HOISTS, AND THEIR ACCESSORY GEAR, BEFORE BEING TAKEN INTO USE

Signed at Washington, D.C., this 15th day of June 1960.

James P. Mitchell, Secretary of Labor.

TABLE G-3.

RATED CAPACITIES FOR IMPROVED PLOW STEEL, INDEPENDENT WIRE ROPE CORE, WIRE ROPE SLINGS (In tons of 2000 pounds)

			· T	WO - LI	G BRID	LE OR I	BASKET	HITCH					
Rope Dia. Inches	٧	Vertical			60°			45°			300		
,	A	В	С	A	В	С	A	В	С	A	В	Ç	
				6:	19 CLA	SSIFIC	ATION			•		•	
1/4"         1.2         1.1         1.0         1.1         1.1         1.1         1.1         1.0													
				6;	37 CLA	SSIFIC	ATION						
L-1/4" L-3/8" L-1/2" L-3/4" 2" 2-1/4"	26. 32. 38. 51. 66. 83.	24. 29. 35. 47. 61. 76.	21. 25. 30. 41. 53. 66.	23. 28. 33. 44. 57. 72.	21. 25. 30. 41. 53. 66.	18. 22. 26. 35. 46. 57.	19. 22. 27. 36. 47. 58.	17. 21. 25. 33. 43. 54.	15. 18. 21. 29. 37. 47.	13. 16. 19. 26. 33. 41.	12. 15. 17. 24. 30. 38.	10 13. 15. · 20, 26. 33.	

TABLE G-5

RATED CAPACITIES FOR IMPROVED PLOW STEEL,
FIBER COME, WHRE ROPE SLINGS
(In tons of 2000 bounds)

			TI	na - LE	G BRIDI	E OR E	BASKET	HITCH					
Rope Dia. Inches	ope Dia. Vertical			60°				45°			300		
Į	Λ	В	С	A	В	С	A	В	С	Α	В	С	
		,			6x19 C	LASSIF	CATION	•					
1/4 3/8 1/2 5/8 3/4 7/8 1 1-1/8	1.1 2.4 4.3 6.7 9.5 13. 17.	1.0 2.2 3.9 6.2 8.8 12. 15.	.99 2.1 3.7 5.6 7.8 10. 13. 17.	.95 2.1 3.7 5.8 8.2 11. 14.	.88 1.9 3.4 5.3 7.6 10. 13. 16.	.85 1.8 3.2 4.8 6.8 8.9 11.	.77 1.7 3.0 4.7 6.7 9.1 12.	.72 1.6 2.8 4.4 6.2 8.4 11.	.70 1.5 2.6 4.0 5.5 7.3 9.4	.55 1.2 2.1 3.3 4.8 6.4 8.4	,51 1.1 2.0 3.1 4.4 5.9 7.7 9.5	1.1 1.8 2.8 3.9 5.1 6.7 8.4	
					6x37 C	Lassif	CATION	ı					
1-1/4 1-3/8 1-1/2 1-3/4 2	25. 30. 35. 48. 62.	22. 27. 32. 43. 55.	20. 24. 28. 38. 49.	21. 26. 30. 41. 53.	19. 23. 27. 37. 48.	17. 20. 24. 33. 43.	17. 21. 25. 34. 43.	16. 19. 22. 30. 39.	14. 17. 20. 27. 35.	12. 15. 17. 24. 31.	11. 13. 16. 21. 28.	9.8 12. 14. 19. 25.	
(B (C	) - Med	chanica	l Slee	re atta	chment	•							

TABLE G-6-Number and Spacing of U-Bolt Wire Rope Clies

Improved plow steel, rope diameter (inches)	Number	Minimum	
	Drop forged	Other material	spacing (inches)
26 54 34 35 54 1 134 134 134	3 3 4 4 4 4 5 5 6	4 4 5 5 6 6 7 7 8	3 334 414 514 6 634 714 814

[F.R. Doc. 60~5750; Filed, June 24, 1960; 8:45 a.m.]

# DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 965]
[Docket No. AO-166-A-25]

### MILK IN CINCINNATI, OHIO MAR-KETING AREA AND 15 NORTHERN KENTUCKY COUNTIES

### Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held in the Sinton Hotel, Fourth and Vine Streets, Cincinnati, Ohio, beginning at 10:00 a.m., e.s.t., on July 12, 1960, with respect to (1) proposed amendments to the tentative marketing agreement and to order No. 65, regulating the handling of milk in the Cincinnati, Ohio marketing area and (2) as an alternative, a proposed marketing agreement and order

to regulate the handling of milk in 15 Northern Kentucky Counties with terms and provisions of such separate order to be identical with those contained in order No. 65 as amended or with appropriate modifications thereof.

The public hearing is for the purpose of receiving evidence with respect to economic and marketing conditions relating to the handling of milk in the area and in relation to the other proposals set forth below.

The hearing on the various proposals is to determine whether or not:

(a) The handling of milk in the area proposed to be regulated is in the current of interstate or foreign commerce or directly burdens, obstructs or affects interstate or foreign commerce:

(b) The proposed amendments to the present Order No. 65 or the issuance of an additional order is justified; and

(c) The provisions specified in the proposals and all other provisions of the present order would tend to effect the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, as applied to the marketing area, as proposed to be redefined or as a separate area, and if not, what modification of the proposals and of the provisions of Order No. 65 would be necessary and appropriate.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by the Cincinnati Milk Sales Association, Inc., Cincinnati, Ohio:

Proposal No. 1. Consider the propriety of the inclusion of all of the territory geographically located within the limits of the Counties of Boone, Campbell, Kenton and Mason in the State of Kentucky:

(a) As a part of the Cincinnati, Ohio, marketing area, specified in § 965.3 of Order No. 65, as amended, regulating the handling of milk in the Cincinnati, Ohio, marketing area; or;

(b) As the marketing area under a new and separate Federal milk marketing order for the regulation of such area,

with further consideration to the application of the entire regulatory terms of Order No. 65, as amended, or appropriate modifications thereof as will tend to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended.

Proposal No. 2. In the event that the marketing area of Federal Order No. 65, as amended, as described in § 965.3 hereof, should be expanded as proposed in Proposal No. 1 (a) hereof, then amend § 965.43 by deleting therefrom subsections (b) (1), (2), and (3) and renumbering the other and remaining provisions of § 965.43 in an appropriate manner and/or order.

Proposal No. 3. Amend § 965.50(b) (2) by deletion and substitution therefor the following:

(2) From the simple average of the weighted average of carlot prices per pound for non-fat dry milk solids, spray and roller process, respectively, for human consumption, f.o.b. manufacturing plants in the Chicago area, as published for the period from the 26th day of the immediately preceding month through the 25th day of the current month by the United States Department of Agriculture, deduct 5.5 cents and multiply by 8.2.

Proposal No. 4. Amend § 965.76 as follows:

Change the period at the end of the paragraph to a comma, and add the following:

And with respect to the total Class I utilization of a handler operating a fluid milk plant which is not a pool plant.

Proposal No. 5. Amend § 965.41 (b) and (c) as follows:

(b) By adding after the phrase "cottage cheese" the following: disposed of in bulk (in container of not less than two gallon capacity) as milk, skim milk or cream to any commercial food processing establishment where food products are prepared only for consumption off the premises.

(c) By deletion of subparagraph (3) and renumber subparagraph (4) and (5) as (3) and (4) respectively.

Proposal No. 6. Amend § 965.53 by deletion and substitute therefor the fol-

lowing:

Location differentials to handlers. For that skim milk and butterfat in producer milk received at a pool plant located outside the marketing area and more than thirty miles by shortest highway distance from City Hall in Cincinnati, Ohio, as determined by the market administrator, and which is (a) moved in the form of a fluid milk product or as condensed skim milk or frozen cream to a pool plant pursuant to § 965.7 (a) or (b) located in the marketing area or outside the marketing area not more than thirty miles by shortest highway distance from City Hall in Cincinnati, Ohio, or (b) otherwise disposed of or utilized as Class I or Class II milk at such plant the handler's obligation pursuant to § 965.60, subject to the proviso of this section, shall be reduced at the rate set forth in the following schedule according to the location of the pool fat is received from producers as follows:

Rates per · Distance from the City Hall hundredweight (cents) (miles): (cent. 30 but less than 40-----40 but less than 50\_\_\_\_\_ 8 0 50 but less than 60\_\_\_\_\_For each additional 10 miles or frac-10.0 tion thereof an additional\_\_\_\_\_

Provided, That in the case of transfers made under paragraph (a) of this section, the location differential credit (1) shall apply to the actual weight of the skim milk and butterfat moved, which weight shall not exceed the difference calculated by subtracting from the total pounds of skim milk and butterfat in Class I milk and Class II milk at the transferee's plant, the total skim milk and butterfat in producer milk physically received at such plant and (2) shall be allowed to the transferee handler if such credit does not exceed the obligation of such handler to the producer settlement fund for the month.

Proposal No. 7. Amend § 965.75 as follows: By deletion of the phrase "more than 20 miles" and substitute therefore the phrase "outside the marketing area and more than 30 miles".

Proposed by Amelia Dairy, Bethel, Ohio:

Proposal No. 8. That § 965.3 of the order be amended by deletion of the word "Clermont" and the insertion immediately following the word "Warren" of the following: "and the townships of Pierce, Union, and Miami, in Clermont County."

Proposed by Cloverleaf Dairy, Inc. and Louis Trauth Dairy, Inc., both of Newport, Kentucky, Hanneken Dairy, Inc. and Summe and Raterman Co., both of Covington, Kentucky, and Feldmann Dairy, Inc. of Wilder, Kentucky:

Proposal No. 9. If the handling of

milk in any one or more of the four Kentucky counties, Boone, Campbell, Kenton and Mason, is subjected to regulation, the following Kentucky counties should be included in the same marketing area:

Gallatin. Robertson. Carroll. Fleming. Owen. Nicholas. Lewis (except Mag-Grant. isterial Districts 2, Pendleton. 3, and 8).

Proposal No. 10. Any order regulating the handling of milk in any of the said four Kentucky counties, Boone, Campbell, Kenton and Mason, should provide for the full regulation of any fluid milk plant located either inside or outside the marketing area from which any Class I milk (i.e., one quart or more) is disposed of on a route or routes operated wholly or partially in the marketing area. If any of the said four counties should be placed in the Cincinnati marketing area, to effectuate this proposal, it would be necessary to amend § 965.7(b) of Order No. 65.

Proposed by the Dairy Division, Agricultural Marketing Service:

Proposal No. 11. Make such changes as may be necessary to make the entire marketing agreement and the order con-

may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, Fred W. Issler, 519 Main Street, Cincinnati 1, Ohio, or from the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington 25, D.C. or may be there inspected.

Issued at Washington, D.C., this 22d day of June 1960.

> ROY W. LENNARTSON, Deputy Administrator.

[F.R. Doc. 60-5851; Filed, June 24, 1960; 8:47 a.m.]

### [7 CFR Part 977]

[Docket No. AO-183-A7]

### MILK IN PADUCAH, KENTUCKY MARKETING AREA

### Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held in the Barkley Room, Irvin Cobb Hotel, Paducah, Kentucky, beginning at 10:00 a.m., c.s.t., on July 12, 1960, with respect to proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the Paducah, Kentucky marketing area.

The public hearing is for the purpose of receiving evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modification thereof, to the tentative marketing agreement and to the order.

The proposal relative to a redefinition of the marketing area raises the issue whether the provisions of the present order would tend to effectuate the declared policy of the Act, if they are applied to the marketing area as proposed to be redefined, and, if not, what modifications of the provisions of the order would be appropriate.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by the George L. Atkins Dairy, Model Pure Milk Company, Inc., and Paducah Graded Milk Producers Association:

Proposal No. 1. Revise § 977.5 to read as follows:

§ 977.5 Paducah, Kentucky, marketing area.

The "Paducah, Kentucky, marketing area" hereinafter called the "marketing area" means all of the territory within the boundaries of the Kentucky counties of McCracken, Ballard, Marshall, Graves, Calloway, Livingston, Lyon, Caldwell, Trigg (except that portion contained in the Fort Campbell military

plant where such skim milk and butter- form with any amendments thereto that reservation), Carlisle, Hickman and Christian (except that portion contained in the Fort Campbell military reservation).

> Proposed by the Paducah Graded Milk Producers Association:

> Proposal No. 2. Revise § 977.51(a) to read as follows:

> (a) Class I milk price. The price of Class I milk for the month shall be the basic formula price for the preceding month plus \$.90 in April, May and June, \$1.20 in July and March, \$1.50 in December, January and February, and \$1.65 in August, September, October and November.

> Proposal No. 3. Revise § 977.87(a) to read as follows:

(a) Deductions for marketing services. Except as set forth in paragraph (b) of this section, each handler in making payment to producers pursuant to § 977.80 with respect to milk received from producers (excluding such handler's own farm production), shall deduct 8 cents per hundredweight, or such lesser amount as the Secretary may prescribe; and, on or before the 20th day after the end of the month, shall pay such deductions to the market administrator. Such moneys shall be expended by the market administrator to verify weights, samples, and tests of the milk of such producers and to provide such producers with market information. Such services shall be performed in whole or in part by the market administrator or by an agent engaged by and responsible to him.

Proposal No. 4. Revise § 977.62(b) (1) (ii) to read as follows:

(ii) Deduct the payments per hundredweight of milk made by such handler to approved dairy farmers for milk received during such month: Provided, That if such handler has paid approved dairy farmers by more than one rate, the payments to approved dairy farmers shall be computed on the total receipts of milk from approved dairy farmers at said plant at the lowest average rate paid by said plant for a volume of milk equal to the volume disposed of in the marketing area.

Proposed by the Dairy Division, Agricultural Marketing Service:

Proposal No. 5. Make such changes as may be necessary to make the entire marketing agreement and the order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, 2710 Hampton Avenue, St. Louis 9, Mo., or from the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington 25, D.C., or may be there inspected.

Issued at Washington, D.C., this 22d day of June 1960.

> F. R. Burke. Acting Deputy Administrator, Agricultural Marketing Service.

[F.R. Doc. 60-5876; Filed, June 24, 1960; 1 8:51 a.m.]

### DEPARTMENT OF THE INTERIOR

Bureau of Mines
[30 CFR Part 18]

[Bureau of Mines Schedule 2F]

# ELECTRIC MOTOR-DRIVEN MINE EQUIPMENT, JUNCTION BOXES, AND OTHER ACCESSORY EQUIP-

### Requirements for Portable Cables

Pursuant to section 4(a) of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003(a)), notice is hereby given that under authority contained in sec. 5, 36 Stat. 370, as amended, 30 U.S.C. 7; and sec. 1, 66 Stat. 709, 30 U.S.C. 482(a); it is proposed to amend the regulations contained in §§ 18.1 and 18.20 of Part 18, Title 30, Code of Federal Regulations, covering portable-cable requirements, as set forth below.

The proposed amendment includes: (1) Change in the definition of a portable cable to clarify the portable characteristics; (2) maximum permissible length of cable not restricted to 500 feet but may be longer under certain prescribed conditions; (3) in no instance more than five well-made temporary splices permitted in a single length of cable; and (4) short-circuit protection specified for cables more than 500 feet in length.

In accordance with the policy of the Department of the Interior interested persons may submit written comments, suggestions, or objections with respect to the proposed changes to the Director, Bureau of Mines, Washington 25, D.C., within 30 days after the date of publication in the Federal Register.

Marling J. Ankeny, Director.

Approved: June 21, 1960.

ELMER F. BENNETT,
Acting Secretary of the Interior.

The following changes are confined to  $\S \ 18.1$  and 18.20, as indicated.

1. The thirteenth definition under § 18.1 is amended to read as follows:

Portable (trailing) cable. A flexible cable or cord by means of which portable, semi-portable, or mobile mine equipment may be connected to a source of electrical energy. The portable (trailing) cable is that portion of the power-supply system between the last overcurrent protective device on the system and the mobile equipment for which the cable furnishes electric power.

- 2. In § 18.20, paragraph (a), the secand sentence—The length shall not exceed 500 feet—is deleted.
- 3. In § 18.20, paragraphs (b), (c), (d), (e), and (f) are redesignated paragraphs (c), (d), (e), (f), and (g), respectively; and a new paragraph (b) is inserted after paragraph (a) to read as follows:
- (b) Ordinarily the length of a portable (trailing) cable shall not exceed 500 feet, and such cables shall contain not more than five well-made temporary splices. Where the method of mining

is such that it is necessary to have the length of a portable (trailing) cable more than 500 feet, such length of cable shall be permitted only under the following prescribed conditions:

(1) The lengths of portable (trailing) cable shall not exceed those specified in the accompanying table, titled "Permissible Lengths and Other Specifications of Portable (Trailing) Cables." (Table 4.)

(2) Not more than five well-made temporary splices shall be permitted

in a single length of portable (trailing) cable that exceeds 500 feet.

(3) Short-circuit protection shall be provided by an overcurrent protective device with an instantaneous trip setting as near as practicable to the maximum starting-current-inrush value, but the setting shall not exceed the trip value specified in the Bureau of Mines approval for the equipment for which the portable (trailing) cable furnishes electric power.

TABLE 4-PERMISSIBLE LENGTHS AND OTHER SPECIFICATIONS FOR PORTABLE (TRAILING) CABLES

Size of cable	Permissible length of portable cable (feet)	Normal current-carrying capacity at 60° C. (amps)	Resistance of permissible length of cable at 60° C. (ohms) <sup>1</sup>	Power loss at normal current capacity (watts)	Heat dissipa- tion, watts per square inch cable surface (ap- prox.)
No. 6 B & S. No. 4 B & S. No. 3 B & S. No. 2 B & S. No. 1 B & S. No. 1/0 B & S. No. 1/0 B & S. No. 3/0 B & S. No. 3/0 B & S.	550 600 650 700 750 800 850 900 1,000	50 70 80 95 110 130 150 170 200	0.5975 .4090 .3520 .3050 .2555 .2160 .1820 .1550	1, 493 2, 004 2, 263 2, 752 3, 091 3, 650 4, 095 4, 479 5, 384	0.0844 .0929 .0876 .0928 .0855 .0864 .0831 .0826 .0823

<sup>&</sup>lt;sup>1</sup> Resistance corrected for temperature -Rt=R25 (1+0.00385 (t-25)).

[F.R. Doc. 60-5850; Filed, June 24, 1960; 8:47 a.m.]

# DEPARTMENT OF HEALTH, EDU-CATION, AND WELFARE

Public Health Service
I 42 CFR Part 73 1
BIOLOGIC PRODUCTS

# Additional Standards; Poliomyelitis Vaccine

Notice is hereby given of proposed rule making pursuant to section 351 of the Public Health Service Act, as amended (58 Stat. 702; 42 U.S.C. 262), providing for two amendments to the Additional Standards for Poliomyelitis Vaccine. Amendment number 1 would correct a technical error and would permit the omission under certain conditions of the filtration process during inactivation of the virus. Amendment number 2 would prohibit the release of any lot unless it is one of a series of five consecutive lots, all tests for which have shown negative results with respect to the presence of live poliovirus.

Notice is also given that since the first amendment is merely technical, and eliminates a requirement which has been found to be unnecessary, under the specified circumstances, to insure safety, purity and potency, and since the second amendment, while imposing a more stringent requirement represents current practice and is necessary to insure the same goals to protect the public health, it is proposed to make any amendments that are adopted effective immediately upon final publication in the Federal Register.

Inquiries may be addressed, and data, views and arguments may be presented by interested parties, in writing, in triplicate, to the Surgeon General, Public Health Service, Washington 25,

D.C. All relevant material received not later than 21 days after publication of this notice in the Federal Register will be considered.

- 1. Amend the last sentence of § 73.101 (d) to read as follows: "Filtration equivalent to that described in paragraph (b) of this section shall be performed after the estimated base-line time (time at which the 50 percent end-point reaches one tissue culture infective dose per millilter), but prior to sampling for the first single strain tissue culture test required in § 73.102(b), except that this filtration may be omitted for strains of a virulence for monkeys equal to or less than that of the MEF-1 Type 2 strain of poliovirus."
- 2. Amend the last sentence of § 73.104 (a) to read as follows: "In addition, no lot of final vaccine shall be released unless it is one of a series of five consecutive lots produced by the same manufacturing process, all of which have shown negative results with respect to all tests for the presence of living poliovirus, and unless each of the monovalent pools of which a polyvalent final vaccine is composed similarly is one of a series of five consecutive monovalent pools of the same type of inactivated poliovirus, all of which have shown negative results in all tests for the presence of living poliovirus.'

(Sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216. Interpret or apply sec. 351, 58 Stat. 702, as amended; 42 U.S.C. 262)

Dated: June 6, 1960.

[SEAL] JOHN D. PORTERFIELD, Acting Surgeon General.

Approved: June 21, 1960.

ARTHUR S. FLEMMING, Secretary.

[F.R. Doc. 60-5865; Filed, June 24, 1960; 8:50 a.m.]

# Freedmen's Hospital [ 42 CFR Parts 400, 401 ] IN-PATIENT TREATMENT AND SPECIAL SERVICES

### Charges for Transcripts of Medical Records

Notice is hereby given that the Surgeon General of the Public Health Service, with the approval of the Secretary of Health, Education, and Welfare, proposes to amend Part 400 to establish charges for transcripts of medical records of Freedmen's Hospital, to amend the regulations of Part 401 governing the rates charged for in-patient treatment and special services at Freedmen's Hospital as indicated below. Interested persons may submit written data, views or arguments in regard to the proposed regulations to the Surgeon General, Public Health Service, Washington 25, D.C. All relevant material received not later than 30 days after the publication of this notice will be considered. It is anticipated that upon the expiration of this period these amendments, subject to such revisions as may seem appropriate in the light of comments, will be republished and will become effective immediately upon such republication. The amendments to Part 401 are not intended

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to be made applicable to patients admitted to the Hospital prior to the effective date of the amendments.

1. Part 400 would be amended by adding a new § 400.3 which would read as follows:

### § 400.3 Fees for transcripts.

- (a) The following fees will be charged for transcripts of medical records furnished pursuant to § 400.2(b):
- (b) The Superintendent may waive any part or all of the fees for transcripts of medical records if he determines that they have been requested for the purpose of further medical treatment.
- (R.S. 2038, as amended, 65 Stat. 290, 5 U.S.C. 140)
- 2. Subparagraphs (1) and (3) of paragraph (c) and the section heading of § 401.7 and paragraph (c) of § 401.11 of Part 401 would be amended to read as follows:

### § 401.7 In-patient rates; full and partpay patients.

(c) There shall be the following extra charges for all full-pay patients excluding tuberculosis patients hospitalized in the tuberculosis hospital.

- (1) New and special drugs not regularly listed in the Hospital formulary at rates which the Superintendent determines are reasonable but not less than the purchase price paid by the Hospital.
- \* \* \* \*
  (3) Blood or blood derivatives at purchase price paid by the Hospital.

# § 401.11 Rates for X-ray, laboratory, and other special services.

(c) Special services.

Basal metabolism	\$5.00
Bronchoscopic examination	5.00
Cystoscopic examination	5.00
Electro-cardiography	5.00
Use of plaster room	10.00
Pneumothorax	1.00
Electroencephalogram	25.00

(R.S. 2038, as mended, 37 Stat. 172 as amended; 59 Stat. 366, as amended; 32 D.C. Code 317, 318, 318a)

Dated: June 3, 1960.

[SEAL]

L. E. Burney, Surgeon General.

Approved: June 21, 1960.

BERTHA ADKINS, Acting Secretary.

[F.R. Doc. 60-5864; Filed, June 24, 1960; 8:50 a.m.]

# **Notices**

# DEPARTMENT OF THE TREASURY

Bureau of Customs [442:14]

### TRAVERTINE SLABS

### **Notice of Proposed Tariff Classification**

JUNE 21, 1960.

It appears that travertine slabs, gang-sawed from a block, cut to a definite thickness, such as % inch, no other processing having been performed, and suitable for use as building or monumental stone are properly classifiable under paragraph 234(c), Tariff Act of 1930, as stone suitable for use as monumental or building stone, not specially provided for, otherwise manufactured than hewn, dressed, or polished, and dutiable at the paragraph, as modified.

Pursuant to § 16.10a(d) of the Customs Regulations (19 CFR 16.10a(d)), notice is hereby given that there is under review in the Bureau the existing practice of classifying this merchandise under paragraph 234(b) as travertine stone, unmanufactured, or not dressed, hewn, or polished, dutiable at the rate of 10½ cents per cubic foot under that para-

graph, as modified.

Consideration will be given to any relevant data, views, or arguments pertaining to the correct tariff classification of this merchandise which are submitted in writing to the Bureau of Customs, Washington 25, D.C. To assure consideration, such communications must be received in the Bureau not later than 30 days from the date of publication of this notice. No hearings will be held.

[SEAL] RALPH KELLY,
Commissioner of Customs.

[F.R. Doc. 60-5867; Filed, June 24, 1960; 8:50 a.m.]

# DEPARTMENT OF JUSTICE

Office of the Attorney General

[Order 204-60]

# ASSISTANT ATTORNEY GENERAL IN CHARGE OF THE ANTITRUST DIVI-

### Delegation of Authority To Furnish Reports on the Competitive Factors Involved in Proposed Mergers or Consolidations of Insured Banks

Under the authority vested in me by section 2 of Reorganization Plan No. 2 of 1950 (64 Stat. 1261), I hereby delegate to the Assistant Attorney General in charge of the Antitrust Division the authority vested in the Attorney General by subsection (c) of section 18 of the Federal Deposit Insurance Act (64 Stat. 892; 12 U.S.C. 1828(c)) as amended by the

act of May 13, 1960, 74 Stat. 129 (Pub. Law 86-463), relating to the furnishing of reports, and summaries thereof, with respect to the competitive factors involved in proposed mergers or consolidations of insured banks.

Dated: June 16, 1960.

LAWRENCE E. WALSH, Acting Attorney General.

[F.R. Doc. 60-5835; Filed, June 24, 1960; 8:46 a.m.]

### DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

# DESIGNATED OFFICIALS OF BUREAU OF COMMERCIAL FISHERIES

# Delegations of Authority With Respect to Procurement

The regulations issued herein are based on the authority of the Director, Bureau of Commercial Fisheries, to issue such regulations. The requirements herein set forth apply as a portion of the directives system of the Bureau of Commercial Fisheries. Such material follows the format of the Bureau's Manual and is to be included therein. Material that relates solely to internal management has not been included.

SERIES 2000-ADMINISTRATION

TITLE 2400-PROCUREMENT

Chapter 2410—Policy and Delegations of Authority

2411.2 General delegation. The Chief, Division of Administration, and Regional and Area Directors, and such others as are specified in this delegation, are severally authorized, unless specifically excepted to the extent stated in each case or in section 2411.7, Limitations, to exercise the authority of the Director with respect to administrative matters concerning the procurement of materials, supplies and services as listed herein.

- A. Advertising. Authorize the publication of the advertisements, notices, or proposals pursuant to section 3828, Revised Statutes (44 U.S.C. 324) (205 DM 51)
- B. Contracting officers' decisions. The Chief, Division of Administration, may submit directly to the General Accounting Office requests for decisions relative to errors in bids discovered prior to award of contracts.
- C. Evacuation of employees' families. Designate or approve the zones from which the immediate families of civilian employees should be evacuated for military or other causes which create imminent danger to life or property, or adverse living conditions seriously affecting the health, safety, or accommodations of such families; and the payment of travel and transportation expenses to lo-

cations designated by the said employees or, if such be impossible or impracticable, to locations designated by their immediate families, pursuant to subsection (d) of section 1 of the Act of August 2, 1946, as amended (5 U.S.C. 73b-1d) (Secretary's Order No. 2634, dated May 17, 1951): Provided, That no evacuation shall be authorized or approved for military purposes without orders from the military authorities in charge of the area or place where the families are living: Provided further, That no evacuation shall be authorized or approved for non-military purposes unless such action is fully justified by the circumstances including, but not limited to, fires, floods, epidemics, earthquakes, or circumstances considered "acts of God."

D. Material inspection. Establish and carry out material inspection interchange agreements under General Services Administration Regulation 1-VI-404.02, and any amendments thereof. (Secretary's Order No. 2621, dated March

8, 1951.)

E. Space in Post Office buildings. Acquire space in Federal buildings under control of the Post Office Department. (Secretary's Order No. 2799, dated August 26, 1955.)

2411.3 Procurement requiring advertising. A. The officers and employees designated in this section are severally authorized within the monetary limits indicated in each case to exercise the authority of the Director to enter into contracts, after advertising, for construction, supplies or services. (Secretary's Order No. 2509, Amendments 16 and 25.)

(1) Headquarters Office. Assistant Director; Chief, Division of Administration; and Chief, Branch of Property Management—unlimited as to amount.

- (2) Regional Offices. Regional Directors; Assistant Regional Directors; Chief, Division of Administrative Services; and Property Management Officers—\$100,000.
- (3) Other Offices. Area Director; Chief and Acting Chief, Division of Administrative Services; Hawaii Area; and Area Director and Administrative Officer, California Area—\$100,000; General Manager and Supply Officer, Pribilof Islands Reservation—\$5,000.
- B. With respect to any such contract the officers and employees designated in paragraph A of this section may issue change orders and extra work orders pursuant to the contract; enter into modifications of the contract which are legally permissible and terminate the contract where such action is legally authorized.

2411.4 Procurement by negotiation. The authority vested in the Director to negotiate, without advertising, purchases and contracts of the supplies and services described in this section may be exercised by the officers and employees designated below in relation to the respective class of supplies or services, lim-

ited to the amounts indicated in each case, when it is determined that the facts are such as to bring the particular purchase or contract within the cited provisions of the Federal Property and Administrative Services Act of 1949, as amended, 241 DM 2.1–2 (Secretary's Order No. 2825 and No. 2838).

A. Subsection 302(c) (4) of the Act, except as provided in section 2411.7, Limitations, to procure personal and professional services of architects and engineers; and subsection 302(c) (5) of the Act to procure services to be rendered by any university, college, or other educational institution.

(1) Headquarters Office. Assistant Director; Chief, Division of Administration; and Chief, Branch of Property Management—unlimited as to amount.

- (2) Regional Offices. Regional Directors; Assistant Regional Directors; Chiefs, Division of Administrative Services, and Property Management Officers—\$100,000.
- (3) Area Offices. Director, Chief, and Assistant Chief, Division of Administrative Services, Hawaii Area; and Director and Administrative Officer, California Area—\$100,000.
- B. Subsection 302(c) (7) of the Act, to procure medicines and medical supplies required to be furnished to the inhabitants of the Pribilof Islands.
- (1) Headquarters Office. Assistant Director; Chief, Division of Administration; and Chief, Branch of Property Management—unlimited as to amount.
- (2) Regional Office. Regional Director; Assistant Regional Director; Chief, Division of Administrative Services; and Property Management Officer, Region 1—\$100,000.
- (3) Other, Office. General Manager, Pribilof Islands Reservation—\$5,000.
- C. Subsection 302(c) (9) of the Act, to procure perishable and semi-perishable foods.
- (1) Headquarters Office. Assistant Director; Chief, Division of Administration; and Chief, Branch of Property Management—unlimited as to amount.
- (2) Regional Offices. Regional Directors; Assistant Regional Directors; Chiefs, Division of Administrative Services; and Property Management Officers—\$100.000.
- (3) Other Offices. Director; Chief and Assistant Chief, Division of Administrative Services, Hawaii Area; and Director and Administrative Officer, California Area—\$100,000; all station chiefs, and program leaders in charge of experimental projects or vessels; and General Manager and Supply Officer, Pribilof Islands Reservation—\$10,000.
- D. Subsection 302(c) (11) of the Act, to procure experimental, developmental, or research work or for the manufacture or furnishing of property for experimentation, development, research, or test in connection with research and development programs.
- (1) Headquarters Office. Assistant Director; Chief, Division of Administration; and Chief, Branch of Property Management—unlimited as to amount: Provided, That no contract may be entered into pursuant to this subparagraph

until the written determination required under subsection 302(c) (11) of the Act has been approved by the Director when the contract will require the expenditure of \$25,000 or less; as required by section 307(b) of the Act no contract may be entered into pursuant to this subparagraph until the written determination has been approved by the Secretary of the Interior when the contract will require the expenditure of more than \$25,000.

E. With respect to any such contract the officers and employees designated in paragraph A of this section may issue change orders and extra work orders pursuant to the contract; enter into modifications of the contract which are legally permissible and terminate the contract where such action is legally authorized.

2411.5 Procurement by open market purchase.

A. Except as provided in section 2411.7, Limitations, the officers designated in this section are severally authorized to make open market purchases in amounts not exceeding \$2,500.

(1) Headquarters Office. Assistant Director; Chief, Division of Administration; Chief and Contract and Procurement Assistant, Branch of Property Management.

(2) Regional Offices. Regional Directors; Assistant Regional Directors; Chiefs, Division of Administrative Services; and Property Management Officers.

(3) Other offices. Area Director; Chief and Assistant Chief, Division of Administrative Services, Hawaii Area; Area Director and Administrative Officer, California Area; General Manager and Supply Officer, Pribilof Islands Reservation.

2411.6 Leases. The officers and employees designated in this section may exercise the authority of the Director within the monetary limits indicated in each case, pursuant to regulations of the General Services Administration, Title 2, Real Property Management, (Secretary's Order No. 2509, Amendments 16 and 25), to perform all functions with respect to acquisition, by lease, of space in buildings and land incidental to the use thereof, limited to the amounts indicated in each case when the space is found by the Administration to be special purpose in character under section 1(d) of Reorganization Plan 18 of 1950 (5 U.S.C. 133z-15, note); the space required is for use incidental to, in conjunction with, and in close proximity to. space which has been found by the Administration to be special purpose; the space is leased for no rental or for the nominal consideration of \$1.00 per annum; the space is located in Puerto Rico or the Virgin Islands; or the Department has been specifically authorized by the Administration to perform any or all such functions.

A. Headquarters Office. Assistant Director; Chief, Division of Administration; and Chief, Branch of Property Management—unlimited as to amount.

B. Regional Offices. Regional Directors; Assistant Regional Directors; Chiefs, Division of Administrative Serv-

ices; and Property Management Of-ficers—\$100,000.

C. Area Offices. Area Director; Chief, and Assistant Chief, Division of Administrative Services, Hawaii Area; and Area Director, and Administrative Officer, California Area—\$100,000.

2411.7 Limitations. The foregoing authorizations shall be exercised in strict conformity with applicable regulations, statutory requirements, policies, and administrative procedures, and subject to the availability of funds.

A. The authority granted by section 2411.4A, Procurement by Negotiation, shall not be used for the procurement of professional engineering, architectural, or landscape architectural services, for any public building, or public improvement (exclusive of bridges, roads, sidewalks, sewers, mains, or similar items) the construction cost of which is estimated to be \$200,000 or more, without the prior clearance of the General Services Administration, which clearance must be obtained by the Headquarters Office. (Federal Procurement Regulations section 1-3.204(b) 2.)

B. The authority granted by section 2411.4D(1), Headquarters Office, does not include authority to make the written determination required by subsection 302 (c) (11) of the Act, when a contract pursuant to that subsection will require expenditure of more than \$25,000. Until any such determination has been made by the Secretary of the Interior, no contract over \$25,000 shall be entered into pursuant to subsection 302(c) (11) of the Act.

2411.8 Redelegation. A. With the exception of the authority in section 2411.2D, Material Inspection, and section 2411.5, Procurement by Open Market Purchase, the foregoing authorities may not be redelegated.

B. The authority granted in section 2411.2D, Material Inspection, may be redelegated to Station Chiefs and Chiefs of Field Parties.

C. The authority granted in section 2411.5, Procurement by Open Market Purchase, may be redelegated to Station Chiefs not to exceed \$2,500, and to Chiefs of Field Parties not to exceed \$500 in any one case with emergency purchases unlimited as to amount.

2411.9 Revocation. Director's Order No. 1, dated October 14, 1957 (22 F.R. 8241), and Amendment 1, dated May 14, 1958 (23 F.R. 3903), Amendment 2, dated January 23, 1959 (24 F.R. 1219); Director's Order No. 2, dated October 18, 1957 (22 F.R. 8401), Amendment 1, dated April 4, 1958 (23 F.R. 2303), Amendment 2, dated May 14, 1958 (23 F.R. 3904), and Amendment 3, dated January 23, 1959 (24 F.R. 1160); applicable portions of Director's Order No. 3, revised, dated May 15, 1959 (24 F.R. 4565) are hereby rescinded.

(Secretary's Order 2509, Amendments 16 and 25; Commissioner's Order No. 3 (22 F.R. 8126))

A. W. Anderson, Acting Director.

JUNE 22, 1960.

[F.R. Doc. 60-5857; Filed, June 24, 1960; 8:48 a.m.]

5888 NOTICES

### DEPARTMENT OF AGRICULTURE

# Office of the Secretary HAWAII

### Extension of Designation of Area for Purpose of Making Production Emergency Loans

For the purpose of making production emergency loans pursuant to section 2(a) of Public Law 38, 81st Congress (12 U.S.C. 1148a-2(a)), as amended, the period for making initial production emergency loans authorized in the Acting Secretary's order of March 4, 1960 (25 F.R. 2064), in the Island of Hawaii is extended to December 31, 1960.

Done at Washington, D.C., this 21st day of June 1960.

TRUE D. Morse, Acting Secretary.

[F.R. Doc. 60-5853; Filed, June 24, 1960; 8:48 a.m.]

### DEPARTMENT OF COMMERCE

# Federal Maritime Board ATLANTIC PASSENGER STEAMSHIP CONFERENCE

# Notice of Agreements Filed for Approval

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733. 46 U.S.C. 814):

1916 (39 Stat. 733, 46 U.S.C. 814):
Agreements Nos. 7840-38, 7840-39 and 7840-40, between the member lines of the Atlantic Passenger Steamship Conference, modify the basic agreement of that conference (No. 7840, as amended), which governs all Atlantic passenger traffic of such lines between European, Mediterranean and Black Sea Countries, also Morocco, Madeira and the Azores Islands, on the one hand, and ports on the East Coast of North America, including United States, Canada, and Newfoundland, and United States Gulf ports, on the other hand, in the following particulars:

(1) Agreement No. 7840-38, extends the present 10 percent reduction on the one-way tourist rate in all seasons for military.personnel, including spouses and dependent children, moving under Government orders, for the year 1961;

(2) Agreement, No. 7840-39, provides that a party organizer who secures a party of 20 or more students and/or teachers or similar groups, sailing east-bound or westbound in the appropriate low season period of any year and has the party conducted, may be given one free one-way Atlantic passage for himself, or his representative, for each group of 20 full-fare paying passengers; and

(3) Agreement No. 7840-40, (1) clarifies the understanding of the member lines with respect to termination of membership due to discontinuance of service, and the responsibility of a member line for its share of expenses under the conference agreement in case its membership is so terminated; and (2)

provides that the deposit in the amount of \$25,000, required of each member line to guarantee the faithful performance of the terms and conditions of the conference agreement, shall be in the form of an irrevocable letter of credit, or other instrument of equal security, instead of a promissory note or other agreed instrument as presently required, and shall be furnished, maintained and renewed in accordance with the terms set forth in this modification.

Interested parties may inspect these agreements and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D.C., and may submit, within 20 days after publication of this notice in the Federal Register, written statements with reference to any of these agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: June 21, 1960.

By order of the Federal Maritime Board.

James L. Pimper, Secretary.

[F.R. Doc. 60-5858; Filed, June 24, 1960; 8:49 a.m.]

# NEW YORK FREIGHT BUREAU (HONGKONG) ET AL.

# Notice of Agreements Filed for Approval

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733, 46 U.S.C. 814):

(1) Agreement No. 5700-4, between the member lines of the New York Freight Bureau (Hongkong), modifies the basic agreement of that conference (No. 5700, as amended), which covers the trade from Hongkong, Canton, Amoy, Foochow and all other ports in China south of and including Foochow; and from Formosa and Indo-China, excluding Saigon, to U.S. Atlantic and Gulf ports. The purpose of the modification is to provide for the election of the conference chairman from the representatives of the member lines, whose term shall be effective for six months, instead of the alphabetical rotation of the chairmanship amongst the member lines as presently provided each six months.

(2) Agreement No. 8495, between Anglo Canadian Shipping Company Limited and Canadian Occidental Shipping Co., Ltd., covers the establishment and maintenance of a joint cargo service under the trade name "Anglo Canadian Shipping Company Limited/Canadian Occidental Shipping Co., Ltd.", in the trade from U.S. Pacific Coast ports to ports in Great Britain, Northern Ireland, Ireland, Continental Europe, Scandinavia, French Morocco, and on the Mediterranean Sea and on the seas bordering thereon (except the Black Sea), but not including transportation within the purview of the coastwise laws of the United States.

Interested parties may inspect these agreements and obtain copies thereof at

the Office of Regulations, Federal Maritime Board, Washington, D.C., and may submit, within 20 days after publication of this notice in the Federal Register, written statements with reference to either of the agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: June 22, 1960.

By order of the Federal Maritime Board.

James L. Pimper, Secretary.

[F.R. Doc. 60-5859; Filed, June 24, 1960; 8:49 a.m.]

### **Maritime Administration**

[Trade Route No. 18]

# U.S. ATLANTIC AND GULF/INDIA, PERSIAN GULF AND RED SEA

### Conclusions and Determinations Regarding United States Flag Service Requirements

Notice is hereby given that on June 20, 1960, the Acting Maritime Administrator, pursuant to section 211 of the Merchant Marine Act, 1936, as amended, found and determined that the Trade Route No. 18 conclusions and determinations as published in the Federal Recister, issue of January 28, 1960 (25 F.R. 731) and made final by notice published in the Federal Register, issue of March 11, 1960 (25 F.R. 2092) should be amended by modifying Paragraph 2 to read as follows:

2. Requirements for United States flag operations on Trade Route No. 18 are approximately 7 sailings per month of freight vessels serving the route exclusively or predominantly, with some additional service by other regularly scheduled United States flag sailings serving the route in part only.

Dated: June 21, 1960.

By Order of the Acting Maritime Administrator.

James L. Pimper, Secretary.

[F.R. Doc. 60-5860; Filed, June 24, 1960; 8:49 a.m.]

### FOREIGN-TRADE ZONES BOARD

### APPLICATION FOR A FOREIGN-TRADE ZONE IN TOLEDO, OHIO

### Notice of Hearing: Correction

The notice of hearing in this matter was published in the FEDERAL REGISTER of June 18, 1960 (25 F.R. 5542) (F.R. Doc. 60-5696). The reference in the third paragraph to "Eastern Daylight Savings Time" is corrected to read "Local Time."

Dated: June 21, 1960.

JOSEPH M. MARRONE, Executive Secretary, Foreign-Trade Zones Board.

[F.R. Doc. 60-5854; Filed, June 24, 1960; 8:48 a.m.]

# SECURITIES AND EXCHANGE COMMISSION

[File No. 811-927]

### AMERICAN LIFE FUND INC.

### Notice of Application for Order Declaring That Company Has Ceased To Be an Investment Company

JUNE 20, 1960.

Notice is hereby given that American Life Fund Inc. ("Applicant"), a closed end diversified investment company registered under the Investment Company Act of 1940 ("Act"), has filed an application pursuant to section 8(f) of the Act for an order declaring that Applicant has ceased to be an investment company as defined in the Act.

Applicant was organized on December 16, 1959 and filed a notification of registration under the Act on February 17, 1960. It has no assets, and no stock outstanding and a proposed plan to offer its capital stock to the public through underwriters has been abandoned.

Section 8(f) of the Act provides, in relevant part, that whenever the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than July 1, 1960, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by rule O-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F.R. Doc. 60-5836; Filed, June 24, 1960; 8:46 a.m.]

[File No. 24D-2331]

### CRYOGENIC ENGINEERING CO.

Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

JUNE 21, 1960.

I. Cryogenic Engineering Company (issuer), a Colorado corporation, 200 West 48th Avenue, Denver, Colorado, filed, with the Commission on September 22, 1958, a notification on Form 1-A and an offering circular relating to a proposed public offering of 150,000 shares of its 10¢ par value common stock at \$2 per share for an aggregate offering of \$300,000, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder.

II. The Commission has reasonable cause to believe that:

A. The terms and conditions of Regulation A have not been complied with in that the issuer has offered and sold substantial amounts of its securities in states other than those named in the filing, contrary to the requirements of Regulation A.

B. The notification and offering circular contain untrue statements of material facts and omit to state material facts necessary in order to make the statements made, in the light of the circumstances under which they are made, not misleading, particularly with respect to:

1. The fact that securities being sold in the State of California were being sold in violation of California law;

2. The failure to disclose the contingent liability arising from the sale of securities in the State of California in violation of California law.

C. The offering was made in violation of section 17 of the Securities Act of 1933.

III. It is ordered, Pursuant to Rule 261 of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it hereby is, temporarily suspended.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing within thirty days herefrom; that within twenty days after receipt of such request, the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and that notice of the time and place for said hearing will be promptly given by the Commission.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F.R. Doc. 60-5837; Filed, June 24, 1960; 8:46 a.m.]

[File No. 54-221]

# LOUISIANA GAS SERVICE CO. ET AL. Notice of Filing of Amendment To Plan Heretofore Approved

JUNE 20, 1960.

Notice is hereby given that Louisiana Power & Light Company ("Louisiana Power") a public utility subsidiary of

Middle South Utilities, Inc. ("Middle South"), a registered holding company, has filed, pursuant to Section 11(e) of the Public Utility Holding Company Act of 1935 ("Act"), amendment No. 2 to the plan as amended, heretofore approved by the Commission (Holding Company Act Release No. 13606, November 22, 1957), and approved and ordered enforced by the United States District Court for the Eastern District of Louisiana (January 14, 1958, Civil No. 7316). Louisiana Gas Service Company ("Louisiana Gas"), a public utility subsidiary of Louisiana Power, and Middle South have joined in amendment No. 2.

In connection with the approval and enforcement of the amended plan, the Commission and the Court reserved jurisdiction, among other things, to entertain such further proceedings, to make such further findings, to enter such supplemental orders, to take such further action, and to grant such further relief as may be deemed appropriate in connection with the plan, the transactions incidental thereto, and the consummation thereof; and the order of the Court further reserved jurisdiction to enforce, if application therefore is duly made, subsequent orders of the Commission relating to the plan.

All interested persons are referred to the plan and amendment No. 2 on file at the office of the Commission for a statement of the transactions therein proposed, which are summarized as follows:

The amended plan, as approved and ordered enforced, provides, among other things, that (a) Louisiana Power will transfer to Louisiana Gas, at the net book cost thereof, all of the non-electric properties (largely natural gas utility facilities) of Louisiana Power, in exchange for two-year promissory notes in the face amount of \$4,900,000 and the common stock (having an aggregate par value equal to the difference between the face amount of the notes and the net book cost of the property) of Louisiana Gas; and (b) Louisiana Power will sell or otherwise dispose of the stock of Louisiana Gas within two years of the date of the transfer of the property, unless an extension of time is granted by the Commission, or within such shorter period as is sufficient for Louisiana Gas to develop an operating organization and to establish an earnings record and a dividend program.

On September 30, 1958, Louisiana Power effectuated the transfer of its non-electric properties to Louisiana Gas and received in exchange therefore a promissory note in the face amount of \$4,900,000 and 605,010 shares of \$10 par value common stock of Louisiana Gas. Subsequently, to provide Louisiana Gas with needed funds, Louisiana Power advanced an additional \$1,100,000 for which it received \$1,100,000 face amount of promissory notes of Louisiana Gas. On January 19, 1960 Louisiana Gas issued and sold to the public \$7,500,000 principal amount of its First Mortgage Bonds, and out of the proceeds thereof retired all of its outstanding indebtedness to Louisiana Power.

As the final steps in the consummation of the amended plan, it is proposed that (a) to provide Louisiana Gas with funds

needed for construction and to facilitate the disposition of the Louisiana Gas stock, Louisiana Gas will issue and sell, and Louisiana Power will purchase, at par value thereof, \$10 per share, an additional 64,890 shares of Louisiana Gas common stock; (b) Louisiana Power will sell to the stockholders of Middle South, pursuant to a rights offering, the 670,000 shares of Louisiana Gas then to be held by Louisiana Power, at a price, to be fixed, which will yield to Louisiana Power an amount substantially equivalent to the book value of the stock plus the estimated cost of the proposed transaction.

To effectuate the sale of the stock, Louisiana Power will issue to the stockholders of Middle South, of record on a date to be fixed as soon as practicable after the issuance by an appropriate court of an order enforcing the amended plan as further amended, transferable warrants granting (1) the primary right to subscribe for one share of the common stock of Louisiana Gas for each 25 shares of Middle South stock held on the record date, with a supplementary right to subscribe for one full share of Louisiana Gas common stock for each fraction of 25 shares of Middle South stock held, subject to allotment in case of oversubscription, and (2) the additional right, subject to allotment, to subscribe for any shares not subscribed for on primary rights. The rights will expire on the 15th full business day after commencement of the subscription period. The offering will not be under-

The fees and expenses to be incurred in connection with the sale and distribution of the stock are estimated at an aggregate of \$121,000, including transfer agent's fees of \$15,000, warrant agent's fees of \$55,000, printing and engraving expense \$21,000, counsel fees \$19,000, and auditor's fees of \$3,000.

Applicants request that the Commission apply to an appropriate court to enforce the amended plan as further amended.

Notice is further given that any interested person may, not later than July 7, 1960, request in writing that a hearing be held in respect of the amendment to the amended plan, stating the nature of his interest, the reason for such request, and the issue of law or fact which he desires to controvert, or he may request that he be notified should the Commission order a hearing in respect thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date the Commission may approve the amendment to the amended plan and the plan as thus amended, or take such other action as it deems appropriate.

By the Commission.

[SEAL] ORVAL L. DuBois, Secretary.

[F.R. Doc. 60-5838; Filed, June 24, 1960; 8:46 a.m.]

# SMALL BUSINESS ADMINISTRA-TION

[Delegation of Authority No. 30-X-20]

### CHIEF, INVESTMENT DIVISION

# Delegation Relating to Investment and Administrative Functions

- I. Pursuant to the authority delegated to the Deputy Regional Director by Delegation of Authority No. 30–X–19, dated March 28, 1960, there is hereby redelegated to the Chief, Investment Division, Dallas Regional Office, Small Business Administration, the authority:
- A. Investment program. (1) To disburse Section 502 loans.
- (2) To extend the disbursement period on Section 502 loan authorizations or undisbursed portions of Section 502 loans,
- (3) To cancel wholly or in part undisbursed balances of partially disbursed Section 502 loans.
- (4) To do and to perform all and every act and thing requisite, necessary and proper to be done for the purpose of effecting the servicing and administration of Section 502 loans.
- B. Administration. To approve annual and sick leave, except advanced annual and sick leave, for employees under his supervision.
- C. Correspondence. To sign all non-policy correspondence, except Congressional correspondence, relating to the investment program.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Investment Division.

IV. All previous authority delegated by the Regional Director to the Chief, Investment Division, is hereby rescinded without prejudice to actions taken under all such delegations of authority prior to the date hereof.

Effective date: June 8, 1960.

JAMES R. WOODALL,
Acting Deputy Regional Director.
Dallas Regional Office.

[F.R. Doc. 60-5839; Filed, June 24, 1960; 8:46 a.m.]

[Delegation of Authority No. 30-VIII-1 (Revision 2)]

# CHIEF, FINANCIAL ASSISTANCE DIVISION

# Delegation Relating to Financial Assistance and Administration

I. Pursuant to the authority delegated to the Regional Director by Delegation No. 30 (Revision 6) (25 F.R. 1706), there is hereby delegated to the Chief, Financial Assistance Division, the authority:

A. Financial assistance. 1. To approve direct and participation business and disaster loans.

- 2. To enter into Business Loan and Disaster Loan Participation Agreements with banks.
- 3. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

Chief, Financial Assistance Division.

- 4. To cancel, reinstate, modify and amend authorizations for business or disaster loans.
- 5. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.
- 6. To approve, when requested, in advance of disbursement, conformed copies of notes and other closing documents and certify to the participating bank that such documents are in compliance with the participation authorization.
- 7. To approve service charges by participating bank not to exceed 2 percent per annum on the outstanding balance in connection with construction loans and loans involving accounts receivable and inventory financing.
- 8. To take the following actions in the Administration of fisheries' loans:
  - (a) Amend loan authorizations;
- (b) Extend the period of disbursement of loans of \$50,000 or less for a period not to exceed four months;
- (c) Amend the hull insurance provision of any authorization issued prior to January 31, 1958, for a loan of \$20,000, or less;
- (d) Cancel loan authorizations prior to disbursement upon the written request of the applicant;
- (e) Administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, release or partial release of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries' loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.
- 9. To take all necessary actions in connection with the administration, servicing, collection and liquidation of all loans and other obligations or assets, including collateral purchased, and to do and perform and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers, including without limiting the generality of the foregoing:
- (a) The assignment, endorsement, transfer and delivery (but in all cases without representation, recourse, or warranty) of notes, claims, bonds, debentures, mortgages, deeds of trust, contracts, patents and applications therefore, licenses, certificates of stock and of deposit, and any other liens, powers, rights, charges on and interest in or to property of any kind, legal and

equitable, now or hereafter held by the Small Business Administration or its Administrator; Provided, however, That he may not assign, endorse, transfer, deliver, modify, surrender, satisfy, discharge, release, subordinate or cancel, in whole or in part, judgments and judgment liens, certificates or other instruments issued by receivers, trustees, liquidators or other officers or officials representing claims allowed against or interests in receivership, bankruptcy or other estates, without the prior written approval of the Regional Counsel or the United States Attorney, in those cases where the latter is involved in the proceedings.

(b) The execution and delivery of contracts of sale or of lease or sublease, quit-claim, bargain and sale or special warranty deeds, bills of sale, leases, subleases, assignments, subordinations, releases (in whole or part) of liens, satisfaction pieces, affidavits, proofs of claim in bankruptcy or other estates and such other instruments in writing as may be appropriate and necessary to effectuate the foregoing.

B. Administration. To approve (a) annual and sick leave, other than advanced annual and sick leave; and (b) leave without pay, not to exceed 30 days for employees under his supervision.

C. Correspondence. To sign all correspondence, excluding Congressional correspondence, relating to the financial assistance functions of the regional office, except communications involving new policy matters which shall be referred to the appropriate Washington Office for clearance.

II. The authority delegated herein may be redelegated.

III. All authority delegated herein may be exercised by any Small Business Administration employee designated as Acting Chief, Financial Assistance Division.

IV. All previous authority delegated by the Regional Director to the Chief, Financial Assistance Division, is hereby rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: May 19, 1960.

R. C. Alm, Regional Director, Minneapolis Regional Office.

[F.R. Doc. 60-5840; Filed, June 24, 1960; 8:46 a.m.]

[Delegation of Authority No. 30-VIII-11 (Revision 2)]

### CHIEF, INVESTMENT DIVISION

### Delegation Relating to the Investment Program and Administration

- I. Pursuant to the authority delegated to the Regional Director by Delegation No. 30 (Revision 6) (25 F.R. 1706), there is hereby delegated to the Chief, Investment Division, the authority:
- A. Investment program. 1. To disburse Section 502 loans.
  2. To extend the disbursement period
- 2. To extend the disbursement period on Section 502 loan authorizations or undisbursed portions of Section 502 loans.

- 3. To cancel wholly or in part undisbursed balances of partially disbursed Section 502 loans.
- 4. To do and to perform all and every act and thing requisite, necessary and proper to be done for the purpose of effecting the servicing and administration of Section 502 loans.

B. Administration. To approve (a) annual and sick leave except advanced annual and sick leave; and (b) leave without pay, not to exceed 30 days for employees under his supervision.

C. Correspondence. To sign all correspondence, excluding Congressional correspondence, relating to the investment functions of the regional office, except communications involving new policy matters which shall be referred to the appropriate Washington office for clearance.

II. The authority delegated herein may be redelegated.

III. All authority delegated herein may be exercised by any Small Business Administration employee designated as Acting Chief, Investment Division.

IV. All previous authority delegated by the Regional Director to the Chief, Investment Division, is hereby rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: May 2, 1960.

R. C. Alm, Regional Director, Region VIII, Minneapolis Regional Office.

[F.R. Doc. 60-5841; Filed, June 24, 1960; 8:46 a.m.]

[Delegation of Authority 30-II-15]

# CHIEF, LOAN LIQUIDATION SECTION Delegation Relating to Financial

# Assistance and Administrative Functions

I. Pursuant to the authority delegated to the Chief, Financial Assistance Division by Delegation 30–II–1 (Revision 1) dated March 31, 1960, there is hereby redelegated to the Chief, Loan Liquidation Section; New York Regional Office, Small Business Administration, the authority:

A. Financial assistance. 1. To take peaceable custody of collateral, as mortgagee in possession thereof or otherwise, whenever such action becomes necessary to protect the interests of or a loan made by SBA; to take all steps necessary for the preservation and protection of the property pending foreclosure of the lien and sale of the collateral; and, to obligate the Administration in an amount not in excess of a total of \$1,000 for any one loan or 10 percent of the liquidating value of the collateral, whichever is the lesser, for expenditures which may be required to accomplish these purposes.

2. To enter into written arrangements with custodians or caretakers of collateral covering their services, which shall not have the effect of making such persons employees of SBA and shall be limited to their temporary services for the specific purpose involved.

3. To enter into written arrangements with owners of premises, when it is necessary to use a building not part of the loan collateral for the storage of chattels pending foreclosure and sale, for a period of not more than 90 days, including a period of 10 days after the date of sale of the collateral to permit orderly removal of the property from the premises.

B. Administration. 1. To approve annual and sick leave for employees under his supervision, other than advanced annual and sick leave.

2. To authorize or approve official travel for employees under his supervision other than travel involving a change of official duty station.

C. Correspondence. To sign all correspondence in connection with the work of the Loan Liquidation Section except (1) correspondence dealing with policy questions, (2) Congressional correspondence, (3) correspondence with the Washington Office of Small Business Administration other than routine transmittals, requests for loan balances or correspondence about loan balances, (4) letters to borrowers or guarantors containing any threat of legal action, and (5) correspondence which includes a decision that an applicant is ineligible for financial assistance.

II. The specific authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Loan Liquidation Section.

Dated: March 31, 1960.

. G. E. CHAPIN, Chief, Financial Assistance Division, New York Regional Office.

[F.R. Doc. 60-5842; Filed, June 24, 1960; 8:46 a.m.]

[Delegation of Authority 30-II-12 (Revision 1)]

# CHIEF, LOAN ADMINISTRATION SECTION

# Delegation Relating to Financial Assistance and Administrative Functions

I. Pursuant to the authority delegated to the Chief, Financial Assistance Division, by Delegation 30-II-1 (Revision 1) dated March 31, 1960, there is hereby redelegated to the Chief, Loan Administration Section, New York Regional Office, Small Business Administration, the authority:

A. Financial assistance. 1. To extend the disbursement period on undisbursed portions of loans authorized.

2. To take all necessary actions in connection with the administration, servicing and collection of all loans and other obligations or assets, except for loans classified "In Liquidation" and to do and perform and to assent to the doing and performance of all and every act and thing requisite and proper to be done for effectuating the granted powers, including without limiting the generality of the foregoing:

(a) The release, subordination or cancellation of notes, mortgages, contracts 5892 **NOTICES** 

and any other liens now or hereafter held by Small Business Administration or its Administrator: Provided, however. That he may not release, subordinate or cancel, in whole or in part, certificates or other instruments issued by receivers, trustees, liquidators or other officers or officials representing claims allowed against or interests in receivership, bankruptcy or other estates, without the prior written approval of the Regional Counsel or the United States Attorney, in those cases where the latter is involved in the proceeding.

B. Administration. 1. To approve annual and sick leave for employees under his supervision, other than advanced

annual and sick leave.

2. To authorize or approve official travel for employees under his supervision other than travel involving a change of official duty station.

- C. Correspondence. To sign all correspondence in connection with the work of the Loan Administration Section except (1) correspondence dealing with policy questions, (2) Congressional correspondence, (3) correspondence with the Washington Office of Small Business Administration other than routine transmittals, requests for loan balances or correspondence about loan balances. (4) letters to borrowers or guarantors containing any threat of legal action, and (5) correspondence which includes a decision that an applicant is ineligible for financial assistance.
- II. The specific authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Loan Administration Section.

IV. All previous authority delegated to the Chief, Loan Administration Section, by the Chief, Financial Assistance Division, is hereby rescinded without prejudice to actions taken under all such delegations of authority prior to the date

Dated: March 31, 1960.

G. E. CHAPIN. Chief, Financial Assistance Division, New York Regional Office.

[F.R. Doc. 60-5843; Filed, June 24, 1960; 8:46 a.m.1

> [Delegation of Authority 30-II-6 (Revision 2)]

### BRANCH MANAGER, SYRACUSE, NEW YORK

Delegation Relating to Financial Assistance, Procurement and Technical Assistance, and Administrative Functions

- I. Pursuant to the authority delegated. to the Regional Director by Delegation No. 30 (Revision 6) (25 F.R. 1706), there is hereby redelegated to the Branch Manager, Syracuse Branch Office, Small Business Administration, the authority:
- A. Financial assistance. 1. To approve but not decline the following types of loans:

not exceeding \$20,000.

- b. Participation business loans in an amount not exceeding \$100,000.
- c. Disaster loans in an amount not exceeding \$20,000.
- 2. To approve or decline limited loan participation loans.
- B. Procurement and technical assistance. To develop with Government procurement agencies required local procedures for implementing established inter-agency policy agreements, including but not limited to steps such as determining joint set-asides and representation at procurement centers.

C. Administration. 1. To administer oaths of office.

- 2. To approve annual and sick leave for employees under his supervision, other than advanced annual and sick leave.
- 3. To authorize and approve his personal official travel and the official travel of employees of the Branch Office within the territory served by the Branch Office.
- 4. To rent motor vehicles from the General Services Administration and to rent garage space for the storage of such vehicles when not furnished by this Administration.
- 5. To (a) make emergency purchases chargeable to the administrative expense fund, not in excess of \$25 in any one object class in any one instance but not more than \$25 in any one month for total purchases in all object classes; (b) make purchases not in excess of \$10 in any one instance for "one-time use items" not carried in stock subject to the total limitations set forth in (a) of this paragraph; and (c) to contract for the repair and maintenance of equipment and furnishings in an amount not to exceed \$25 in any one instance.

D. Correspondence. To sign all nonpolicy making correspondence, except Congressional correspondence, relating to the functions of the Branch Office.

II. The specific authority delegated in I. A, C, and D may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Branch Manager.

IV. All previous authority delegated by the Regional Director to the Branch Manager, Syracuse, New York, is hereby rescinded without prejudice to actions taken under all such delegations of authority prior to the date hereof.

Dated: March 31, 1960.

ARTHUR E. LONG. Regional Director, New York Regional Office.

[F.R. Doc. 60-5844; Filed, June 24, 1960; 8:46 a.m.]

> [Delegation of Authority 30-II-5 (Revision 3)]

### BRANCH MANAGER, HARTFORD, CONN.

Delegation Relating to Financial Assistance, Procurement and Technical Assistance, and Administrative Functions

I. Pursuant to the authority delegated to the regional director by Delegation 30

a. Direct business loans in an amount (Revision 6) (25 F.R. 1706), there is hereby redelegated to the Branch Man-Hartford Branch Office, the authority:

- A. Financial assistance. 1. To approve direct and participation business
- 2. To approve and decline disaster loans.
- 3. To enter into business loan and disaster loan participation agreements with
- 4. To approve and decline limited loan participation loans.
- 5. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

(Name), Administrator. 

- 6. To disburse approved loans. 7. To cancel, reinstate, modify and amend authorizations for business or disaster loans.
- 8. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.
- 9. To approve, when requested, in advance of disbursement, conformed copies of notes and other closing documents and certify to the participating bank that such documents are in compliance with the participation authorization.
- 10. To approve service charges by participating bank not to exceed 2 percent per annum on the outstanding balance in connection with construction loans and loans involving accounts receivable and inventory financing.
- 11. To take the following actions in the administration of fisheries' loans:
  - (a) Amend loan authorizations;
- (b) Extend the period of disbursement of loans of \$50,000 or less for a period not to exceed four months:
- (c) Amend the hull insurance provision of any authorized issued prior to January 31, 1958, for a loan of \$20,000 or less;
- (d) Cancel loan authorizations prior to disbursement upon the written request of the applicant;
- (e) Disburse fisheries' loans in the same manner as SBA business loans;
- (f) Administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, releases or patrial releases of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.
- 12. To take all necessary actions in connection with the administration, servicing and collection of all loans with an unpaid balance of less than \$25,000 and to do and perform and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers, including without limiting the generality of the fore-

going and without limit to loans with an unpaid balance of less than \$25,000:

(a) The assignment, endorsement. transfer and delivery (but in all cases without representation, recourse or warranty) of notes, claims, bonds, debentures, mortgages, deeds of trust, contracts, patents and applications therefor, licenses, certificates of stock and of deposit, and any other liens, powers, rights, charges on and interest in or to property of any kind, legal and equitable, now or hereafter held by the Small Business Administration or its Administrator; Provided, however, That he may not assign, endorse, transfer, deliver, modify, surrender, satisfy, discharge, release, subordinate or cancel, in whole or in part, judgments and judgment liens, certificates or other instruments issued by receivers, trustees, liquidators or other officers or officials, representing claims allowed against or interests in receivership, bankruptcy or other estates, without the prior written approval of the Regional Counsel or the United States Attorney, in those cases where the latter is involved in the proceedings.

(b) The execution and delivery of contracts of sale or of lease or sublease, quit-claim, bargain and sale or special warranty deeds, bills of sale, leases, subleases, assignments, subordinations, releases (in whole or part) of liens, satisfaction pieces, affidavits, proofs of claim in bankruptcy or other estates and such other instruments in writing as may be appropriate and necessary to effectuate the foregoing:

B. Procurement and technical assistance. To develop with government procurement agencies required local procedures for implementing established inter-agency policy agreements, including but not limited to steps such as determing joint set-asides and the need for

representation at procurement centers. C. Administration. 1. To approve annual and sick leave for employees under his supervision other than advanced annual and sick leave.

2. To authorize or approve official travel other than travel involving a change of official duty station.

D. Correspondence. To sign all nonpolicy making correspondence relating to financial assistance functions, except Congressional correspondence and correspondence which includes a decision that an applicant is ineligible for financial assistance.

II. The authority delegated herein may be redelegated.

III. Any authority delegated herein may be exercised by any SBA employee designated as Acting Branch Manager.

IV. All previous authority delegated by the regional director to the Branch Manager, Hartford Branch Office, is hereby rescinded without prejudice to actions taken under such delegation.

Effective date: March 31, 1960.

ARTHUR E. LONG, Regional Director, New York Regional Office.

[F.R. Doc. 60-5845; Filed, June 24, 1960; 8:47 a.m.]

[Delegation of Authority No. 30-II-1 (Revision 1)]

# CHIEF, FINANCIAL ASSISTANCE DIVISION

# Delegations Relating to Financial Assistance Functions

I. Pursuant to the authority delegated to the regional director by Delegation No. 30 (Revision 6) (25 F.R. 1706), there is hereby redelegated to the Chief, Financial Assistance Division, the authority:

A. Financial assistance. 1. To approve direct and participation business loans.

2. To approve and decline disaster loans.

3. To enter into business loan and disaster loan participation agreements with banks

4. To approve and decline limited loan participation loans.

5. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

(Name), Administrator.
By \_\_\_\_\_\_,
(Name)

Chief, Financial Assistance Division.

6. To disburse approved loans.

7. To cancel, reinstate, modify and amend authorizations for business or disaster loans.

8. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.

9. To approve, when requested, in advance of disbursement, conformed copies of notes and other closing documents and certify to the participating bank that such documents are in compliance with the participation authorization.

10. To approve service charges by participating bank not to exceed 2% per annum on the outstanding balance in connection with construction loans and loans involving accounts receivable and inventory financing.

11. To take the following actions in the administration of fisheries' loans:

(a) Amend loan authorizations;

(b) Extend the period of disbursement of loans of \$50,000 or less for a period not to exceed four months;

(c) Amend the hull insurance provision of any authorization issued prior to January 31, 1958, for a loan of \$20,000 or less:

(d) Cancel loan authorizations prior to disbursement upon the written request of the applicant;

(e) Disburse fisheries' loans in the same manner as SBA business loans;

(f) Administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, releases or partial releases of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries' loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.

12. To take all necessary actions in connection with the administration, servicing, collection and liquidation of all loans and other obligations or assets, including collateral purchased, and to do and perform and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers, including without limiting the generality of the foregoing:

(a) The assignment, endorsement, transfer and delivery (but in all cases without representation, recourse or warranty) of notes, claims, bonds, debentures, mortgages, deeds of trust, contracts, patents and applications therefor. licenses, certificates of stock and of deposit, and any other liens, powers, rights, charges on and interest in or to property of any kind, legal and equitable, now or hereafter held by the Small Business Administration or its Administrator; Provided, however, That he may not assign, endorse, transfer, deliver, modify, surrender, satisfy, discharge, release, subordinate or cancel, in whole or in part, judgments and judgment liens, certificates or other instruments issued by receivers, trustees, liquidators or other officers or officials, representing claims allowed against or interests in receivership, bankruptcy or other estates, without the prior written approval of the Regional Counsel or the United States Attorney, in those cases where the latter is involved in the proceedings.

(b) The execution and delivery of contracts of sale or of lease or sublease, quit-claim, bargain and sale or special warranty deeds, bills of sale, leases, subleases, assignments, subordinations, releases (in whole or part) of liens, satisfaction pieces, affidavits, proofs of claim in bankruptcy or other estates and such other instruments in writing as may be appropriate and necessary to effectuate the foregoing.

B. Administration. 1. To approve annual and sick leave for employees under his supervision, other than advanced annual and sick leave.

2. To authorize or approve official travel other than travel involving a change of official duty station.

change of official duty station.

C. Correspondence. To sign all nonpolicy making correspondence relating
to financial assistance functions, except
Congressional correspondence and correspondence which includes a decision
that an applicant is ineligible for financial assistance.

II. The authority delegated herein may be redelegated.

III. All authority delegated hereinmay be exercised by any SBA employee designated as Acting Chief, Financial Assistance Division.

IV. All previous authority delegated by the regional director to the Chief, Financial Assistance Division, is hereby rescinded without prejudice to actions taken under such delegation.

Effective date: March 31, 1960.

ARTHUR E. LONG, Regional Director, New York Regional Office.

[F.R. Doc. 60-5846; Filed, June 24, 1960; 8:47 a.m.]

[Delegation of Authority No. 30-I-8, (Revision 1)]

### CHIEF, INVESTMENT DIVISION **Delegation Relating to Investment** Division

- I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 6) (25 F.R. 1706) there is hereby redelegated to the Chief, Investment Division, the authority:
- A. Investment program. 1. To take the following actions relating to Section 502 of the Small Business Act of 1958:
- (a) To disburse Section 502 loans. (b) To extend the disbursement period on Section 502 loans authorizations or
- undisbursed portions of Section 502 loans.
- (c) To cancel wholly or in part undisbursed balances of partially disbursed Section 502 loans.
- (d) To do and to perform all and every act and thing requisite, necessary and proper to be done for the purpose of effecting the servicing and administration of Section 502 loans.
- B. Administration. To approve annual and sick leave, except advanced annual and sick leave, for employees under his supervision.
- C. Correspondence. To sign all non-policy correspondence, except Congressional correspondence, relating to the investment program.
- II. The authority delegated herein may be redelegated.
- III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Investment Division.
- IV. All previous authority delegated by the Regional Director to the Chief, Investment Division, is hereby rescinded without prejudice to actions taken under all such delegations of authority prior to the date hereof.

Effective date: April 1, 1960.

EDWARD J. STEWART, Regional Director. Boston Regional Office.

[F.R. Doc. 60-5847; Filed, June 24, 1960; 8:47 a.m.]

### TARIFF COMMISSION

[7-89]

### HATTERS' FUR

### Notice of Investigation

Investigation instituted. Upon application of the Hatters' Fur Cutters Association of the U.S.A., received June 1, 1960, the United States Tariff Commission, on the 21st day of June 1960,

under the authority of section 7 of the Trade Agreements Extension Act of 1951, as amended, instituted an investigation to determine whether hatters' fur, or furs not on the skin, prepared for hatters' use, including fur skins carroted, provided for in paragraph 1520 of the Tariff Act of 1930, are, as a result in whole or in part of the duty or other customs treatment reflecting concessions granted thereon under the General Agreement on Tariffs and Trade, being imported into the United States in such increased quantities, either actual or relative, as to cause or threaten serious injury to the domestic industry producing like or directly competitive products.

Inspection of application. The application filed in this case is available for public inspection at the office of the Secretary, United States Tariff Commission, Eighth and E Streets NW., Washington, D.C., and at the New York office of the Tariff Commission, located in Room 437 of the Custom House, where it may be read and copied by persons interested.

Issued: June 22, 1960.

By order of the Commission.

[SEAL]

DONN N. BENT, Secretary.

[F.R. Doc. 60-5862; Filed, June 24, 1960; 8:49 a.m.]

[337-L-26]

### **SELF-CLOSING CONTAINERS Notice of Complaint Received**

The United States Tariff Commission hereby gives notice of the receipt (1) on June 2, 1960 of a complaint under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337), and (2) on June 15, 1960 of a motion to amend the complaint, filed by the Quikey Manufacturing Company, Inc. of Akron, Ohio, alleging unfair methods of competition and unfair acts in the importation and sale of certain self-closing containers. On June 21, 1960 the motion to amend the complaint was granted by the Commission.

In accordance with the provisions of § 203.3 of its rules of practice and procedure (19 CFR 203.3), the Commission has initiated a preliminary inquiry into the allegations of the complaint as amended for the purpose of determining (1) whether the institution of an investigation under section 337, above, is warranted, and (2) whether the issuance of a temporary order of exclusion from entry under section 337(f) of the Tariff Act of 1930 (19 U.S.C. 1337(f)) is warranted.

A copy of the complaint as amended is available for public inspection at the offices of the United States Tariff Commission located at Eighth and E Streets

NW., Washington, D.C., and also at the New York City office of the Commission located in Room 437 of the Customhouse.

Information submitted by interested persons which is pertinent to the aforementioned preliminary inquiry will be considered by the Commission if it is received not later than July 15, 1960. Such information should be sent to the Secretary, United States Tariff Commission, Eighth and E Streets NW., Washington 25, D.C. It must be in writing, and 15 copies must be submitted.

Issued: June 22, 1960.

By order of the Commission.

[SEAL]

DONN N. BENT, Secretary.

[F.R. Doc. 60-5863; Filed, June 24, 1960; 8:50 a.m.]

### INTERSTATE COMMERCE COMMISSION

[Notice No. 336]

### MOTOR CARRIER TRANSFER **PROCEEDINGS**

JUNE 22, 1960.

Synopses of orders entered pursuant to section 212(b) of the Interstate Com-merce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 63310. By order of June 17, 1960, the Transfer Board approved the transfer to Richard Hakl, Lake Andes, S. Dak., of Certificate in No. MC 62478, issued January 28, 1941, to Edward Giedd, Lake Andes, S. Dak., authorizing the transportation of: Livestock, agricultural commodities, and feed, over irregular routes, between Lake Andes, S. Dak., and points in South Dakota within 10 miles of Lake Andes, on the one hand, and, on the other, Sioux City, Iowa. Don A. Bierle, Attorney at Law, Box 38, Yankton, S. Dak.

[SEAL]

HAROLD D. McCoy, Secretary.

[F.R. Doc. 60-5856; Filed, June 24, 1960; 8:48 a.m.]

### **CUMULATIVE CODIFICATION GUIDE—JUNE**

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26 (1954) CFR       1	74	2095     4808       2096     4838       2097     4809       2098     4809       2099     4810       2101     4811       2102     4811       2103     4813       2104     4812       2105     4813
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26 (1954) CFR       1	74	2095     4808       2096     4838       2097     4809       2098     4809       2099     4810       2101     481       2102     4811       2103     4813       2104     4812       2105     4813       2106     4813       2107     4813       2108     4813       2109     4814
26 (1954) CFR       1	74	2095     4808       2096     4838       2097     4809       2098     4810       2100     4810       2101     4811       2102     4811       2103     4811       2104     4812       2105     4813       2106     4813       2107     4813       2108     4813       2109     4814       2110     5185
26 (1954) CFR       1	74	2095     4808       2096     4838       2097     4809       2098     4810       2100     4811       2101     4811       2102     4811       2103     4811       2104     4812       2105     4813       2106     4813       2107     4813       2109     4814       2109     4814       2110     5185       2111     5186
26 (1954) CFR  1	74	2095     4808       2096     4838       2097     4809       2098     4810       2100     4811       2101     4811       2102     4811       2103     4811       2104     4812       2105     4813       2107     4813       2108     4813       2109     4814       2110     5185       2111     5185       2112     5243
26 (1954) CFR  1	74	2095     4808       2096     4838       2097     4809       2098     4810       2100     4810       2101     4811       2102     4811       2103     4811       2104     4812       2105     4813       2106     4813       2107     4813       2108     4813       2109     4814       2111     5185       2111     5185       2112     5243       2113     5243
26 (1954) CFR  1	74	2095     4808       2097     4809       2098     4809       2099     4810       2100     4811       2102     4811       2103     4811       2104     4812       2105     4813       2106     4813       2107     4813       2109     4814       2110     5185       2111     5185       2112     5243       2113     5243       2114     5244
26 (1954) CFR  1	74	2095     4808       2096     4838       2097     4809       2098     4810       2100     4810       2101     4811       2102     4811       2103     4811       2104     4812       2105     4813       2106     4813       2107     4813       2108     4813       2109     4814       2111     5185       2111     5185       2112     5243       2113     5243
26 (1954) CFR  1	74	2095     4808       2097     4809       2098     4809       2099     4810       2100     4811       2102     4811       2103     4811       2104     4812       2105     4813       2106     4813       2107     4813       2109     4814       2110     5185       2111     5185       2112     5243       2113     5243       2114     5244
26 (1954) CFR  1	74	2095     4808       2096     4838       2097     4809       2098     4810       2100     4811       2101     4811       2102     4811       2103     4813       2104     4813       2105     4813       2106     4813       2107     4813       2108     4813       2109     4814       2110     5185       2111     5186       2112     5243       2114     5244       2115     5385       2116     5385       2117     5390
26 (1954) CFR  1	74	2095       4808         2096       4838         2097       4809         2098       4810         2100       4811         2101       4811         2102       4811         2103       4812         2105       4813         2106       4813         2107       4813         2108       4813         2109       4814         2111       5185         2111       5186         2112       5243         2114       5244         2115       5380         2116       5380         2117       5390         2118       5390
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26 (1954) CFR  1	74	2095       4808         2097       4809         2098       4809         2099       4810         2101       4811         2102       4811         2103       4811         2104       4813         2105       4813         2106       4813         2107       4813         2109       4814         2110       5185         2111       5186         2112       5243         2113       5243         2114       5244         215       5380         2116       5380         2117       5390         2118       5390         2120       5391         2121       5391         2122       5391         2123       5454         2124       5487         2125       5487         2126       5577         2127       5577         2128       5695
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### Announcement

### **CFR SUPPLEMENTS**

(As of January 1, 1960)

The following Supplement is now available:

### Title 14, Parts 40–399\_\_\_\_\_ \$0.75

Previously announced: Title 3 (\$0.60); Titles 4-5 (\$1.00); Title 7, Parts 1-50 (\$0.45); Parts 51-52 (\$0.45); Parts 53-209 (\$0.40); Parts 210-399, Revised (\$4.00); Parts 900-959 (\$1.50); Part 960 to End (\$2.50); Title 8 (\$0.40); Title 9 (\$0.35); Titles 10-13 (\$0.50); Title 14, Parts 1-39 (\$0.65); Title 15 (\$1.25); Title 16, Revised (\$6.50); Title 17 (\$0.75); Title 18 (\$0.55); Title 19 (\$1.00); Title 20 (\$1.25); Title 21 (\$1.50); Titles 22-23 (\$0.45); Title 24 (\$0.45); Title 25 (\$0.45); Title 26 (1939), Parts 1-79 (\$0.40); Parts 80-169 (\$0.35); Parts 170-182 (\$0.35); Parts 300 to End (\$0.40); Title 26, Part 1 (\$\$ 1.01-1.499) (\$1.75); Parts 1 (§ 1.500 to End)-19 (\$2.25); Parts 20-169 (\$1.75); Parts 170-221 (\$2.25); Part 300 to End (\$1.25); Titles 28-29 (\$1.75); Titles 30-31 (\$0.50); Title 32, Parts 1-399 (\$2.00); Parts 400-699 (\$2.00); Parts 700-799 (\$1.00); Parts 800-999, Revised (\$3.75); Parts 1000-1099, Revised (\$6.50); Part 1100 to End (\$0.60); 1099, Revised (\$6.50); Part 1100 to End (\$0.60); Title 33 (\$1.75); Title 35, Revised (\$3.50); Title 37, Revised (\$3.50); Title 37, Revised (\$3.50); Title 38 (\$1.00); Title 39 (\$1.50); Title 42, Revised (\$4.00); Title 43 (\$1.00); Title 46, Parts 1–145 (\$1.00); Parts 146–149, Revised (\$6.00); Part 150 to End (\$0.65); Title 47, Parts 1–29 (\$1.00); Part 30 to End (\$0.30); Title 49, Parts 1-70 (\$1.75); Parts 71-90 (\$1.00); Parts 91-164 (\$0.45); Part 165 to End (\$1.00); Title 50 (\$0.70).

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